

OFFICIAL JOURNAL
OF THE
SENATE
OF THE
STATE OF LOUISIANA

FORTIETH DAY'S PROCEEDINGS

Thirty-Second Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Wednesday, June 7, 2006

The Senate was called to order at 1:30 o'clock P.M., by Hon.
Donald E. Hines, President of the Senate.

ROLL CALL

The roll being called, the following members answered to their
names:

PRESENT

Mr. President	Dupre	Marionneaux
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Uilo
Duplessis	Malone	
Total - 38		

ABSENT

McPherson
Total - 1

The President of the Senate announced there were 38 Senators
present and a quorum.

Prayer

The prayer was offered by Senator Ellington, following which
the Senate joined in pledging allegiance to the flag of the United
States of America.

Reading of the Journal

On motion of Senator Ellington, the reading of the Journal was
dispensed with and the Journal of yesterday was adopted.

Morning Hour

Messages from the House

The following Messages from the House were received and read
as follows:

Message from the House

**PASSED SENATE BILLS AND
JOINT RESOLUTIONS**

June 6, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of
Representatives has finally passed the following Senate Bills and
Joint Resolutions:

SENATE BILL NO. 55—

BY SENATOR CAIN

AN ACT

To amend and reenact R.S. 40:1321(E) and to enact R.S.
32:410(A)(5), relative to the office of motor vehicles; to require
a method to access emergency contact information on a driver's
license or special identification card; and to provide for related
matters.

Reported without amendments.

SENATE BILL NO. 78—

BY SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 31:11, relative to minerals; to provide
relative to mineral rights and ownership of land; to provide
relative to reservations of mineral rights; to provide relative to
correlative rights; to provide relative to transfers of ownership
of land; to provide certain requirements, conditions, and terms;
and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 92—

BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 34:2303, relative to the Red River
Waterway District; to provide for membership to the Red River
Waterway Commission; to require one member-at-large on the
commission; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 344—

BY SENATOR HOLLIS

AN ACT

To enact R.S. 6:103(B)(11), (12), (13), (14), and (15), relative to the
office of financial institutions; to authorize the commissioner of
financial institutions to disclose certain information; and to
provide for related matters.

Reported without amendments.

SENATE BILL NO. 354—

BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 47:306(E) and 337.18(D), relative to sales
tax returns; to provide relative to the time period in which the
submission of state and local sales tax returns may be extended
at the discretion of the collector; and to provide for related
matters.

Reported without amendments.

SENATE BILL NO. 357—

BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 40:1730.23(A) and (C) and
1730.28(A)(1) and (2), relative to the state uniform construction
code; to provide for the enforcement of the state uniform
construction code by local government; to provide for the liability
of local government regarding the enforcement of construction
codes; to clarify the enforcement responsibilities of the state fire
marshal; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 359—

BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 32:361.1(G), relative to motor vehicles;
to increase the penalties for violating certain window tinting
provisions; and to provide for related matters.

June 7, 2006

Reported without amendments.

SENATE BILL NO. 373—
BY SENATOR HOLLIS

AN ACT

To enact R.S. 6:121.1(D), relative to the office of financial institutions; to provide for the enforcement powers of the commissioner of the office of financial institutions; and to provide for related matters.

Reported without amendments.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

**Privilege Report of the
Legislative Bureau**

June 7, 2006

To the President and Members of the Senate:

I am directed by your Legislative Bureau to submit the following report:

The following bills are approved as to construction and duplication. We advise and suggest the following amendments to the engrossed bills.

HOUSE BILL NO. 45—
BY REPRESENTATIVE TRICHE

AN ACT

To provide with respect to the Early Retirement and Payroll Reduction Act; to provide for a reduction in state employment and for early retirement of members of the Louisiana State Employees' Retirement System, including but not limited to provisions for eligibility, retirement benefits, restrictions on hiring of new employees, abolition of vacated positions, reductions in appropriated funds, and funding; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 178—
BY REPRESENTATIVE SCHNEIDER

AN ACT

To amend and reenact R.S. 11:323(A), (B), and (D), relative to provisions affecting more than one retirement system; to provide with respect to participation in the Deferred Retirement Option Plan of certain retirement systems by certain persons; to allow certain terminated members to adjust the periods applicable to their participation in the plan under certain circumstances; to provide for participation in the plan upon reemployment; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 816—
BY REPRESENTATIVE SALTER

AN ACT

To amend and reenact R.S. 11:62(5)(b), 444(A)(2), and 450(B), relative to Department of Public Safety and Corrections peace officers who are members of the Louisiana State Employees' Retirement System; to provide for calculation of benefits; to provide for employee contributions; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 922—
BY REPRESENTATIVE SCHNEIDER
AN ACT

To amend and reenact R.S. 11:1002(6), 1141.2(B)(10), 1152(J)(3) and (4), 1402(6), 1422, 1503(7), 1732(15), 1763(J)(1) and (2), 1902(14), 2031(5), and 2178(B)(1)(b) and (C)(1)(c) and to enact R.S. 11:231(C)(3), relative to benefits of the state and statewide retirement systems of Louisiana; to provide for definitions; to provide for calculation of average compensation; to provide for the calculation of benefits after participation in the Deferred Retirement Option Plan; to provide for applicability and effectiveness; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 922 by Representative Schneider

AMENDMENT NO. 1

On page 1, line 4, following "(C)(3)," and before "relative" insert "(4), and (5)."

AMENDMENT NO. 2

On page 1, line 15, following "(C)(3)" and before "hereby" change "is" to ", (4), and (5) are"

HOUSE BILL NO. 1026—
BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 11:2252(2), 2253(A)(1)(a)(ii), and 2256(A)(4) and to enact R.S. 11:2252(22) and (23), 2254(D), 2271, and 2272, relative to the Firefighters' Retirement System; to provide for compliance with the Internal Revenue Code; to provide relative to definitions, membership, service credit, and benefits; to provide with respect to tax qualification; to provide for an excess benefit plan; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1362—
BY REPRESENTATIVE ERDEY
AN ACT

To enact R.S. 11:837, relative to the Teachers' Retirement System of Louisiana; to provide for the collection of benefits paid to a member but not due the member; to provide for those amounts to be collected; to provide an effective date; and to provide for related matters.

Reported without amendments.

Respectfully submitted,
ARTHUR J. "ART" LENTINI
Chairman

Adoption of Legislative Bureau Report

On motion of Senator Lentini, the Legislative Bureau amendments were adopted and the Bills and Joint Resolutions were read by title and passed to a third reading.

Introduction of Senate Resolutions

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Resolutions a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 107—
BY SENATOR BARHAM

A RESOLUTION

To commend Dr. Lynn A. Fasnacht, D.D.S., and Dr. John Blake, D.D.S., for their extraordinary service and humanitarian assistance in the aftermath of hurricanes Katrina and Rita.

On motion of Senator Barham, the resolution was read by title

and adopted.

**Senate Concurrent Resolutions
on Second Reading**

The following Senate Concurrent Resolutions were read and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 123—

BY SENATOR BAJOIE

A CONCURRENT RESOLUTION

To urge and request that the Department of Health and Hospitals, along with other appropriate state agencies, collaborate with various health organizations to increase awareness of the negative impact of diabetes.

The resolution was read by title. Senator Bajoie moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Michot
Adley	Fontenot	Mount
Amedee	Gautreaux B	Murray
Bajoie	Gautreaux N	Nevers
Barham	Heitmeier	Romero
Boasso	Hollis	Schedler
Broome	Jackson	Shepherd
Cain	Jones	Smith
Chaisson	Kostelka	Theunissen
Cheek	Lentini	Ullo
Duplessis	Malone	
Total - 32		

NAYS

Total - 0

ABSENT

Cravins	Fields	Quinn
Dardenne	Marionneaux	
Dupre	McPherson	
Total - 7		

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

**Senate Concurrent Resolutions
on Second Reading, Subject to Call**

The following Senate Concurrent Resolutions, subject to call, were read and acted upon as follows:

Called from the Calendar

Senator Hines asked that Senate Concurrent Resolution No. 111 be called from the Calendar at this time.

SENATE CONCURRENT RESOLUTION NO. 111—

BY SENATOR HINES

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to study the issuance of Advance Directive Bracelets in addition to Do Not Resuscitate Bracelets to qualified patients with input from various organizations and associations.

The resolution was read by title. Senator Hines moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Mount
Amedee	Fontenot	Murray
Bajoie	Gautreaux B	Nevers
Barham	Gautreaux N	Quinn
Boasso	Heitmeier	Romero
Broome	Hollis	Schedler
Cain	Jackson	Shepherd
Chaisson	Kostelka	Smith
Cheek	Lentini	Theunissen
Dardenne	Malone	Ullo
Duplessis	Michot	
Total - 32		

NAYS

Total - 0

ABSENT

Adley	Fields	McPherson
Cravins	Jones	
Dupre	Marionneaux	
Total - 7		

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

**ASKING CONCURRENCE IN
HOUSE BILLS AND JOINT RESOLUTIONS**

June 6, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

HOUSE BILL NO. 194—

BY REPRESENTATIVE HUNTER

AN ACT

To enact R.S. 23:643, relative to wages; to establish a graduated increase in minimum wage for state employees; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 607—

BY REPRESENTATIVE TUCKER

AN ACT

To amend and reenact R.S. 39:1367(E)(2)(b)(iii) and to enact R.S. 39:1367(E)(2)(b)(iv), relative to state debt; to exclude from the definition of net state tax supported debt certain bonds, notes, certificates, reimbursement obligations, or other evidences of indebtedness issued to provide relief from the natural catastrophe caused by Hurricanes Katrina and Rita or issued in connection with the financing and funding of the state's account in the Unemployment Trust Fund; to provide for an effective date; and to provide for related matters.

June 7, 2006

HOUSE BILL NO. 714—
BY REPRESENTATIVES GALLOT, BALDONE, CURTIS, FANNIN, HILL,
KENNEY, MONTGOMERY, ODINET, AND JANE SMITH
A JOINT RESOLUTION

Proposing to amend Article VII, Section 4(D) of the Constitution of
Louisiana, to increase the maximum amount of the severance
tax on certain natural resources which is remitted to parish
governing authorities; to provide an effective date; to provide
for submission of the proposed amendment to the electors; and
to provide for related matters.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

House Bills and Joint Resolutions

Senator Bajoie asked for and obtained a suspension of the rules
to take up at this time the following House Bills and Joint
Resolutions just received from the House which were taken up, read
a first and second time by their titles and acted upon as follows:

HOUSE BILL NO. 194—
BY REPRESENTATIVE HUNTER
AN ACT

To enact R.S. 23:643, relative to wages; to establish a graduated
increase in minimum wage for state employees; to provide for
an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and
referred to the Committee on Labor and Industrial Relations.

HOUSE BILL NO. 607—
BY REPRESENTATIVE TUCKER
AN ACT

To amend and reenact R.S. 39:1367(E)(2)(b)(iii) and to enact R.S.
39:1367(E)(2)(b)(iv), relative to state debt; to exclude from the
definition of net state tax supported debt certain bonds, notes,
certificates, reimbursement obligations, or other evidences of
indebtedness issued to provide relief from the natural
catastrophe caused by Hurricanes Katrina and Rita or issued in
connection with the financing and funding of the state's account
in the Unemployment Trust Fund; to provide for an effective
date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and
referred to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 714—
BY REPRESENTATIVES GALLOT, BALDONE, CURTIS, FANNIN, HILL,
KENNEY, MONTGOMERY, ODINET, AND JANE SMITH
A JOINT RESOLUTION

Proposing to amend Article VII, Section 4(D) of the Constitution of
Louisiana, to increase the maximum amount of the severance
tax on certain natural resources which is remitted to parish
governing authorities; to provide an effective date; to provide
for submission of the proposed amendment to the electors; and
to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and
referred to the Committee on Revenue and Fiscal Affairs.

Messages from the House

The following Messages from the House were received and read
as follows:

Message from the House

ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS

June 6, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of
Representatives has finally passed and asks your concurrence in the
following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 270—
BY REPRESENTATIVES GARY SMITH, ALARIO, ALEXANDER,
ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN,
BAYLOR, BEARD, BOWLER, BRUCE, BRUNEAU, BURNS, BURRELL, K.
CARTER, R. CARTER, CAZAYOUX, CHANDLER, CRANE, CRAVINS,
CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE,
DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR,
FAUCHEUX, FRITH, GALLOT, GEYMAN, GLOVER, GRAY, GREENE,
E. GUILLORY, M. GUILLORY, HAMMETT, HARRIS, HEATON, HEBERT,
HILL, HONEY, HOPKINS, HUNTER, HUTTER, JACKSON, JEFFERSON,
JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO,
LAFLEUR, LAFONTA, LAMBERT, LANCASTER, MARCHAND,
MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL,
MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL,
QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SALTER,
SCALISE, SCHNEIDER, SMILEY, JACK SMITH, JANE SMITH, JOHN
SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND,
TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH,
WHITE, WINSTON, AND WOOTON

A CONCURRENT RESOLUTION
To express condolences upon the death of Professor Frederick
William "Louisiana" Swaim, Jr. of New Orleans.

HOUSE CONCURRENT RESOLUTION NO. 272—
BY REPRESENTATIVE HILL

A CONCURRENT RESOLUTION
To commend Matthew Shane Emory, the Southwest Louisiana
Regional Spelling Bee champion, upon competing in the
seventy-seventh annual Scripps National Spelling Bee.

HOUSE CONCURRENT RESOLUTION NO. 273—
BY REPRESENTATIVE JACKSON

A CONCURRENT RESOLUTION
To urge and request the Governor's Office of Homeland Security and
Emergency Preparedness to study the vulnerability of water
systems in Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 274—
BY REPRESENTATIVES QUEZAIRE, DOWNS, DANIEL, ERDEY,
FANNIN, M. GUILLORY, KATZ, PITRE, SALTER, SMILEY, AND ST.
GERMAIN

A CONCURRENT RESOLUTION
To urge and request the governor and her administration to address
the issue of Utility Relocation Assistance Funding Receivables
within the Department of Transportation and Development and
to present a feasible plan to the department and to the House and
Senate Transportation, Highways and Public Works Committees
to collect these fees which do not unduly burden parish and
municipal utility companies.

HOUSE CONCURRENT RESOLUTION NO. 275—
BY REPRESENTATIVE MONTGOMERY

A CONCURRENT RESOLUTION
To urge and request the Department of Transportation and
Development to make completion of Interstate 49 North a high
priority and to work as expeditiously as possible to complete
this route and to seek all possible sources of funding, both state
and federal, to complete this endeavor.

HOUSE CONCURRENT RESOLUTION NO. 276—
BY REPRESENTATIVE SCALISE

A CONCURRENT RESOLUTION
To memorialize the United States Congress to take such actions as
are necessary to permanently abolish the death tax.

HOUSE CONCURRENT RESOLUTION NO. 277—
BY REPRESENTATIVES DOWNS AND GALLOT AND SENATOR
KOSTELKA

A CONCURRENT RESOLUTION
To commend Jerry Drewett upon his retirement as vice president for
administrative services at Louisiana Tech University after thirty-
four years of service to the university and forty-two years of
total state service.

HOUSE CONCURRENT RESOLUTION NO. 278—
 BY REPRESENTATIVES BAYLOR, WADDELL, MONTGOMERY, BRUCE,
 BURRELL, DOERGE, GLOVER, M. POWELL, AND JANE SMITH
 A CONCURRENT RESOLUTION

To urge and request the Governor's Office of Film and Television Development and the Louisiana Department of Economic Development to approve the Sealy-Slack Wave Tank located in Shreveport, Louisiana, as a state-certified infrastructure project and to grant the infrastructure tax credits in connection therewith.

HOUSE CONCURRENT RESOLUTION NO. 279—
 BY REPRESENTATIVE E. GUILLORY
 A CONCURRENT RESOLUTION

To urge and request the Louisiana Citizens Property Insurance Corporation to modify the composition of its board of directors to include three lay people.

HOUSE CONCURRENT RESOLUTION NO. 280—
 BY REPRESENTATIVE WALSWORTH
 A CONCURRENT RESOLUTION

To commend Baton Rouge Coca-Cola Bottling Company for celebrating one hundred years in the community.

Respectfully submitted,
 ALFRED W. SPEER
 Clerk of the House of Representatives

House Concurrent Resolutions

Senator Bajoie asked for and obtained a suspension of the rules to take up at this time the following House Concurrent Resolutions just received from the House which were taken up, read a first and second time by their titles and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 270—
 BY REPRESENTATIVES GARY SMITH, ALARIO, ALEXANDER,
 ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN,
 BAYLOR, BEARD, BOWLER, BRUCE, BRUNEAU, BURNS, BURRELL, K.
 CARTER, R. CARTER, CAZAYOUX, CHANDLER, CRANE, CRAVINS,
 CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE,
 DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR,
 FAUCHEUX, FRITH, GALLOT, GEYMAN, GLOVER, GRAY, GREENE,
 E. GUILLORY, M. GUILLORY, HAMMETT, HARRIS, HEATON, HEBERT,
 HILL, HONEY, HOPKINS, HUNTER, HUTTER, JACKSON, JEFFERSON,
 JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO,
 LAFLEUR, LAFONTA, LAMBERT, LANCASTER, MARCHAND,
 MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL,
 MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL,
 QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SALTER,
 SCALISE, SCHNEIDER, SMILEY, JACK SMITH, JANE SMITH, JOHN
 SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND,
 TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH,
 WHITE, WINSTON, AND WOOTON

A CONCURRENT RESOLUTION

To express condolences upon the death of Professor Frederick William "Louisiana" Swaim, Jr. of New Orleans.

The resolution was read by title. Senator Chaisson moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Michot
Adley	Fields	Mount
Amedee	Fontenot	Murray
Bajoie	Gautreaux B	Nevers
Barham	Gautreaux N	Quinn
Boasso	Heitmeier	Romero
Broome	Hollis	Schedler
Cain	Jackson	Shepherd
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Dardenne	Lentini	Ullo

Duplessis	Malone
Total - 35	
	NAYS
Total - 0	
	ABSENT
Cravins	Marionneaux
Dupre	McPherson
Total - 4	

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 272—
 BY REPRESENTATIVE HILL
 A CONCURRENT RESOLUTION

To commend Matthew Shane Emory, the Southwest Louisiana Regional Spelling Bee champion, upon competing in the seventy-seventh annual Scripps National Spelling Bee.

The resolution was read by title. Senator Hines moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Adley	Fields	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Cain	Jackson	Schedler
Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Total - 36		
	NAYS	
Total - 0		
	ABSENT	
Cravins	Dupre	McPherson
Total - 3		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 273—
 BY REPRESENTATIVE JACKSON
 A CONCURRENT RESOLUTION

To urge and request the Governor's Office of Homeland Security and Emergency Preparedness to study the vulnerability of water systems in Louisiana.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 274—
 BY REPRESENTATIVES QUEZAIRE, DOWNS, DANIEL, ERDEY,
 FANNIN, M. GUILLORY, KATZ, PITRE, SALTER, SMILEY, AND ST.
 GERMAIN

A CONCURRENT RESOLUTION

To urge and request the governor and her administration to address the issue of Utility Relocation Assistance Funding Receivables within the Department of Transportation and Development and to present a feasible plan to the department and to the House and Senate Transportation, Highways and Public Works Committees to collect these fees which do not unduly burden parish and municipal utility companies.

June 7, 2006

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 275—
BY REPRESENTATIVE MONTGOMERY
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to make completion of Interstate 49 North a high priority and to work as expeditiously as possible to complete this route and to seek all possible sources of funding, both state and federal, to complete this endeavor.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 276—
BY REPRESENTATIVE SCALISE
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to permanently abolish the death tax.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 277—
BY REPRESENTATIVES DOWNS AND GALLOT AND SENATOR KOSTELKA
A CONCURRENT RESOLUTION

To commend Jerry Drewett upon his retirement as vice president for administrative services at Louisiana Tech University after thirty-four years of service to the university and forty-two years of total state service.

The resolution was read by title. Senator Kostelka moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Adley	Fields	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Cain	Jackson	Schedler
Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Cravins	Dupre	McPherson
Total - 3		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 278—
BY REPRESENTATIVES BAYLOR, WADDELL, MONTGOMERY, BRUCE, BURRELL, DOERGE, GLOVER, M. POWELL, AND JANE SMITH
A CONCURRENT RESOLUTION

To urge and request the Governor's Office of Film and Television Development and the Louisiana Department of Economic Development to approve the Sealy-Slack Wave Tank located in Shreveport, Louisiana, as a state-certified infrastructure project and to grant the infrastructure tax credits in connection therewith.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 279—
BY REPRESENTATIVE E. GUILLORY
A CONCURRENT RESOLUTION

To urge and request the Louisiana Citizens Property Insurance Corporation to modify the composition of its board of directors to include three lay people.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 280—
BY REPRESENTATIVE WALSWORTH
A CONCURRENT RESOLUTION

To commend Baton Rouge Coca-Cola Bottling Company for celebrating one hundred years in the community.

The resolution was read by title. Senator Kostelka moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Adley	Fields	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Cain	Jackson	Schedler
Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Cravins	Dupre	McPherson
Total - 3		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

House Concurrent Resolutions on Second Reading

The following House Concurrent Resolutions were read and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 269—
BY REPRESENTATIVES SMILEY, LAMBERT, AND QUEZAIRE AND SENATOR AMEDEE
A CONCURRENT RESOLUTION

To commend Robert J. Cloutre, superintendent of the Ascension Parish school system, upon the occasion of his retirement.

The resolution was read by title. Senator Amedee moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Michot
Adley	Fields	Mount
Amedee	Fontenot	Murray
Bajoie	Gautreaux B	Nevers

Barham	Gautreaux N	Quinn
Boasso	Heitmeier	Romero
Broome	Hollis	Schedler
Cain	Jackson	Shepherd
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Dupre	Marionneaux	
Total - 37		

NAYS

Total - 0

ABSENT

Cravins	McPherson
Total - 2	

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

**COMMERCE, CONSUMER PROTECTION
INTERNATIONAL AFFAIRS**

Senator Hollis, Chairman on behalf of the Committee on Commerce, Consumer Protection, and International Affairs, submitted the following report:

June 7, 2006

To the President and Members of the Senate:

I am directed by your Committee on Commerce, Consumer Protection, and International Affairs to submit the following report:

HOUSE BILL NO. 284—
BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 37:683(B)(3) and 693(B)(4)(b), relative to the professional engineering and land surveying board; to provide for expiration of appointments; to provide for minimum requirements for licensure; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 448—
BY REPRESENTATIVE MARCHAND
AN ACT

To enact R.S. 9:3509.4, relative to deferments on loans; to authorize the expenditure of funds during certain emergencies or disasters to facilitate communication of certain information; to require a lender to obtain written approval of borrowers prior to certain deferments granted due to a declared disaster or emergency; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 659—
BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 6:1004.1(A) and (B)(1), 1004.2, 1006(A) and (B)(2), and 1007(A) and (B) and to enact R.S. 6:1004(D) and 1006(C), relative to the Louisiana Check Cashing Law; to provide for change of control provisions; to provide for application and renewal fees; to provide for investigation of violations; to provide relative to application and reapplication for licenses; to provide for hearings for violators; to provide for fees and name and location changes; and to provide for related

matters.

Reported favorably.

Respectfully submitted,
KÉN HOLLIS
Chairman

**Senate Bills and Joint Resolutions
on Second Reading
Reported by Committees**

The following Senate Bills and Joint Resolutions reported by Committees were taken up and acted upon as follows:

SENATE BILL NO. 331—
BY SENATOR CAIN

AN ACT

To amend and reenact R.S. 14:95(G)(2) and to enact R.S. 40:1379.3.1(A)(3), relative to retired law enforcement officers; to provide for carrying concealed weapons by such persons; to provide for issuance of retiree identification to certain retired law enforcement officers; to provide for payment of concealed handgun permit fees; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Original Senate Bill No. 331 by Senator Cain

AMENDMENT NO. 1

On page 1, line 15, change "**Department of Wildlife and Fisheries**" to "**office of state parks, in the Department of Culture, Recreation and Tourism**"

AMENDMENT NO. 2

On page 2, line 14, change "**Department of Wildlife and Fisheries**" to "**office of state parks, in the Department of Culture, Recreation and Tourism**"

AMENDMENT NO. 3

On page 2, after line 19, insert the following:
" * * *

On motion of Senator Marionneaux, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

**House Bills and Joint Resolutions
on Second Reading
Reported by Committees**

The following House Bills and Joint Resolutions reported by Committees were taken up and acted upon as follows:

HOUSE BILL NO. 7—
BY REPRESENTATIVE MCDONALD
AN ACT

To enact R.S. 26:583(D), relative to the merger of one area with another area as to the legal sales characteristic of the annexed area regarding alcohol sales; to exempt Ward Two from taking on the sales characteristic of Bastrop, Morehouse Parish; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

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HOUSE BILL NO. 22—
BY REPRESENTATIVE THOMPSON
AN ACT

To enact R.S. 13:783(F)(6), relative to the office of the clerk of court in Richland Parish; to require the payment of premium costs for certain life and group medical insurance for retired personnel; to require years of service; to provide for limitations; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 22 by Representative Thompson

AMENDMENT NO. 1
On page 1, line 2, after "relative to the" change "office of the clerk of court in Richland Parish" to "offices of the clerk of court in East Carroll Parish, Richland Parish, and Jefferson Davis Parish"

AMENDMENT NO. 2
On page 1, line 12, after "parishes of" change "East Carroll and Richland" to "East Carroll, Richland, and Jefferson Davis."

AMENDMENT NO. 3
On page 1, delete line 16, and insert in lieu thereof "East Carroll Parish clerk of court's office, the Richland Parish clerk of court's office, or the Jefferson Davis Parish clerk of court's"

AMENDMENT NO. 4
On page 1, delete line 19, and insert in lieu thereof "the clerk of court's office in either East Carroll Parish, Richland Parish, or Jefferson Davis Parish. The"

On motion of Senator Lentini, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 27—
BY REPRESENTATIVE FARRAR AND SENATOR MCPHERSON
AN ACT

To amend and reenact Code of Civil Procedure Article 4843(I), (K), (L), and (M), relative to city court jurisdiction; to increase the jurisdictional amount in dispute for the City Court of Alexandria and the City Court of Pineville; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 98—
BY REPRESENTATIVE TOWNSEND
AN ACT

To enact R.S. 26:71.1(3)(c) and 271.2(3)(c), relative to alcoholic beverage permits; to require the granting of a Class A-Special permit to sell alcohol to the convention center located in the city of Natchitoches; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 134—
BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact Code of Civil Procedure Articles 925(A)(2), 932(A), 1201(C), and 1672(C), relative to service of citation; to provide for waiver of the required request for service of citation under certain circumstances; to provide for the procedure to object to the failure to request the required service of citation; to provide for the effect of such exception; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Engrossed House Bill No. 134 by Representative Martiny

AMENDMENT NO. 1
On page 2, line 1, after "may" and before "dismiss" insert "either"

AMENDMENT NO. 2
On page 2, delete lines 12 through 14 and insert:
"this Paragraph shall be expressly waived by a defendant upon the filing of a declinatory exception to petitioner's failure to request service of citation or upon failure to raise such objection in an answer."

On motion of Senator Lentini, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 184—
BY REPRESENTATIVES JACK SMITH, BALDONE, BRUCE, BURRELL,
AND LAFLEUR
AN ACT

To enact Code of Criminal Procedure Article 894.4, relative to extension of probation or parole; to provide for the extension of probation or parole when monetary obligations are not extinguished; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 186—
BY REPRESENTATIVE ANSARDI
AN ACT

To amend and reenact R.S. 9:392(A)(introductory paragraph) and to enact R.S. 9:392(A)(7)(c), relative to the acknowledgment of paternity; to require the disclosure of certain information prior to the execution of an acknowledgment; to prohibit the suspension of certain responsibilities and obligations; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 265—
BY REPRESENTATIVE ANSARDI
AN ACT

To amend and reenact R.S. 9:334, relative to child custody; to provide for the qualifications of mediators in child custody proceedings; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 266—
BY REPRESENTATIVE ANSARDI
AN ACT

To amend and reenact Children's Code Article 439(B) and to enact Children's Code Article 439(F)(7) and (H) through (K), relative to qualifications of a mediator for juvenile court disputes; to provide for mandatory qualifications and continuing education; to provide for the establishment and maintenance of a register of qualified mediators; to provide for the assessment of reasonable fees; to provide for definitions; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 269—
 BY REPRESENTATIVE PINAC
 AN ACT

To enact R.S. 47:841(F), relative to tobacco products; to establish the Tobacco Regulation Enforcement Fund as a special fund in the state treasury; to provide for the deposit, investment, and use of monies in the fund; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 269 by Representative Pinac

AMENDMENT NO. 1

On page 2, between lines 10 and 11, insert the following:
 "Section 2. The commissioner of the office of alcohol and tobacco control shall report to the legislature on the initial impact of the enhanced enforcement activities of his office which are supported through appropriations from the fund. The report shall provide a detailed comparison of the amount of tobacco taxes collected from July 1, 2005, through and including April 30, 2006, with the amount of tobacco taxes collected from July 1, 2006, through and including April 30, 2007. The written report shall be provided to each member of the Louisiana Legislature no later than May 15, 2007."

AMENDMENT NO. 2

On page 2, at the beginning of line 11, change "Section 2" to Section 3"

On motion of Senator Marionneau, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 278—
 BY REPRESENTATIVES MARTINY, BRUCE, CAZAYOUX, CRAVINS,
 LAFLEUR, JANE SMITH, AND WHITE
 AN ACT

To amend and reenact R.S. 15:542(A)(2)(a), relative to registration requirements of sex offenders; to require sex offenders who enter an emergency shelter to notify the local sheriff; to provide notice to the chief of police in municipalities where a shelter is located; to provide for notice to the Louisiana Bureau of Criminal Identification and Information; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 281—
 BY REPRESENTATIVE FAUCHEUX
 AN ACT

To amend and reenact R.S. 15:144(B) and 145(B)(3), relative to indigent defender boards; to provide for the hiring of attorneys; to provide residential requirements; to provide for membership of the indigent defender board in Orleans Parish; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 281 by Representative Fauchaux

AMENDMENT NO. 1
 On page 1, line 2, delete "144(B) and"

AMENDMENT NO. 2
 On page 1, at the end of line 3, delete "to provide" and on line 4, delete "for membership of the indigent defender board in Orleans

Parish;"

AMENDMENT NO. 3
 On page 1, line 7, delete "144(B) and" and change "are" to "is"

AMENDMENT NO. 4
 On page 1, delete lines 9 through 20 and on page 2, delete lines 1 through 3

On motion of Senator Marionneau, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 339—
 BY REPRESENTATIVE TOWNSEND
 AN ACT

To amend and reenact R.S. 13:3667.1(A), 3667.3, and 4163(A)(1)(a) and (B) and to enact Code of Civil Procedure Article 1469(5) and Code of Criminal Procedure Article 740, relative to the attendance and testimony of legislators and legislative personnel in certain court proceedings; to provide with respect to the issuance of orders compelling discovery; to provide with respect to the compulsory appearance and testimony of legislators and personnel during legislative sessions; to provide with respect to the issuance of subpoenas directing the testimony of matters of legislative speech and debate; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 347—
 BY REPRESENTATIVE FRITH
 AN ACT

To amend and reenact R.S. 3:3004(B), relative to impounding livestock found at large; to increase the fee for retrieval of escaped livestock in Vermilion Parish; and to provide for related matters.

Reported favorably by the Committee on Agriculture, Forestry, Aquaculture, and Rural Development. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 374—
 BY REPRESENTATIVE MARTINY
 AN ACT

To amend and reenact Code of Criminal Procedure Article 893(A), relative to suspension and deferral of sentence and probation in felony cases; to provide when a term of probation commences if incarceration and probation are ordered by a court; to provide for the concurrent running of probation and parole supervision in certain cases; to provide for applicability; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 391—
 BY REPRESENTATIVES BRUNEAU, SALTER, SCHNEIDER, BURNS,
 TOOMY, AND SCALISE
 AN ACT

To enact R.S. 13:1312.1 and to repeal R.S. 13:1312(B) through (D), 1377(B) through (C), 1381.4(B) through (D), and 1595.2(B) and (C), relative to judicial expense funds; to create the Consolidated Judicial Expense Fund for the civil and criminal district courts, the juvenile court of the parish of Orleans, and the First and Second City Courts of the city of New Orleans; to provide for the transfer, collection, allocation, sources, control, disposition, and administration of monies in the fund by the judges of the courts, including the magistrate of the criminal district court, sitting en banc; to repeal provisions providing for the separate administration of funds by each court; to provide for the effect of laws governing existing funds applicable to the

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courts; to provide for exceptions; to provide for implementation; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 412— BY REPRESENTATIVE JOHNS AN ACT

To amend and reenact R.S. 40:1299.41(A)(3), (8), and (9), relative to medical malpractice; to revise the definitions of "patient", "malpractice", and "health care"; to provide for the inclusion of blood donors; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 475— BY REPRESENTATIVE QUEZAIRE AN ACT

To amend and reenact R.S. 38:3086.23(A)(2) as amended by Section 1 of Act No. 2 of the 2005 Regular Session of the Legislature, relative to the Ascension Parish members of the Bayou Lafourche Fresh Water District board of commissioners; to provide for the continued effectiveness of certain provisions; and to provide for related matters.

Reported favorably by the Committee on Environmental Quality. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 527— BY REPRESENTATIVE MARTINY AN ACT

To amend and reenact R.S. 15:85(7), (10), and (11)(a) and (b)(iv), (v), and (vi), relative to appearance bonds; to provide for the time periods for certain actions in the procedure for the forfeiture and collection of appearance bonds and in the procedure for prohibiting the writing of those bonds; to provide with regard to enforcement and collection of judgments; to provide with regard to failure to satisfy judgments of bond forfeiture; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 527 by Representative Martiny

AMENDMENT NO. 1 On page 1, line 17, change "one year" to "nine months"

AMENDMENT NO. 2 On page 2, line 4, change "one year" to "nine months"

AMENDMENT NO. 3 On page 3, line 7, change "one year" to "nine months"

AMENDMENT NO. 4 On page 3, line 10, in both places on the line change "ten" to "seven and one-half"

AMENDMENT NO. 5 On page 3, line 14, change "one-year" to "nine-month"

AMENDMENT NO. 6 On page 4, line 10, change "ten" to "seven and one-half"

AMENDMENT NO. 7 On page 4, line 11, change "ten" to "seven and one-half"

AMENDMENT NO. 8 On page 4, line 12, change "one year" to "nine months"

AMENDMENT NO. 9 On page 4, line 22, change "ten" to "seven and one-half"

On motion of Senator Marionneaux, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 535— BY REPRESENTATIVE GALLOT AN ACT

To enact R.S. 9:5609, relative to prescription; to provide for a one-year prescriptive period of actions for actions on certain contracts to purchase or sell immovable property; to provide relative to recordation of contracts; to provide for effectiveness as to third parties; to provide for retroactive application; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Engrossed House Bill No. 535 by Representative Gallot

AMENDMENT NO. 1 On page 1, delete lines 2 through 5 and insert "To enact R.S. 9:5609 and 5645, relative to contracts to purchase, sell, exchange, or transfer immovable property; to provide relative to certain effects of peremption; to provide certain terms, conditions, and effects; to provide relative to recordation and reinscription and effects; to provide for application; to provide relative to prescription for certain actions; and to provide for related matters."

AMENDMENT NO. 2 On page 1, line 7, delete "is" and insert "and 5645 are"

AMENDMENT NO. 3 On page 1, delete lines 8 through 19 and insert "§5609. Contracts to buy or sell; peremption of the effect of recordation; prescription for actions

A. The effect of recording in the conveyance records of a contract to buy or sell an immovable shall cease one year from the date of its recordation, unless prior thereto one of the parties to the contract causes it to be reinscribed in the same manner as the reinscription of a mortgage as provided by Article 3362 of the Civil Code. Such a reinscription shall continue the effect of recordation for one year and its effect may be renewed from time to time thereafter in the same manner. Except as provided in Paragraph B, the effect of recordation shall thereafter cease upon the lapse of any continuous twelve-month period during which the contract is not reinscribed.

B. The filing of a notice of lis pendens of a suit to enforce a recorded contract to buy or sell the immovable that is then effective as provided in Paragraph A shall continue the effect of recordation in the manner and to the extent prescribed by Articles 3751 through 3753 of the Code of Civil Procedure, and reinscription of the contract shall thereafter not be required or have effect.

C. A contract recorded pursuant to Paragraph A shall be canceled from the records by the recorder upon the written request of any person after the effect of its inscription has ceased as herein provided or as provided by Article 3753 of the Code of Civil Procedure.

* * *

§5645. Prescription of actions involving contract to sell or transfer immovable property

An action for the breach or other failure to perform a contract for the sale, exchange, or other transfer of an immovable is prescribed in five years."

AMENDMENT NO. 4 On page 2, delete lines 1 through 3 and insert

"Section 2. This Act shall become effective on August 15, 2007."

On motion of Senator Lentini, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 538—

BY REPRESENTATIVE GREENE
AN ACT

To amend and reenact R.S. 47:299.31 and 299.32(1) and (2) and to enact R.S. 9:315.26 and 325 and R.S. 47:299.41(C), relative to support; to provide for the intercept of income tax refunds for the payment of spousal support; to provide for the intercept of income tax refunds for the payment of child support; to provide for the ranking and priority of claims; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 570—

BY REPRESENTATIVES SCALISE, ALEXANDER, GALLOT, E. GUILLORY, HUNTER, AND WALKER
AN ACT

To enact Chapter 22 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:2151 through 2163, relative to qui tam actions; to create the Hurricane Relief Funds Integrity Act; to prohibit false or fraudulent claims or false or misleading statements in relation to obtaining funds, property, use of property, or other compensation from hurricane relief programs; to provide for civil actions by the attorney general or by other persons to recover hurricane relief program funds; to provide for damages, fines, penalties, and interest; to create the Hurricane Relief Programs Fraud Detection Fund; to provide for an awards program for information on violations; to provide for protection for certain persons against reprisals by certain persons; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 598—

BY REPRESENTATIVE GREENE
AN ACT

To amend and reenact Code of Civil Procedure Article 1293, relative to service of process by a private person; to provide for court discretion in appointing private process servers; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 601—

BY REPRESENTATIVE ANSARDI
AN ACT

To amend and reenact R.S. 9:315.4 and R.S. 46:236.8(A), (B)(1)(introductory paragraph), (c), (e), (f), and (C), (E), (F), and (G)(6) and to enact R.S. 9:315(C)(8), relative to child support; to provide for the definition of medical support; to require medical support orders; to provide changes in terminology; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 603—

BY REPRESENTATIVE TOOMY
AN ACT

To amend and reenact R.S. 26:934(2) and 936(B), relative to the Responsible Vendor Program; to provide for the validity of server permits for four years; to increase the fees that providers may charge for conducting server training courses; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 633—

BY REPRESENTATIVE TOWNSEND
AN ACT

To enact R.S. 26:80(H) and 280(H), relative to the Alcoholic Beverage Control Law; to require the submission of fingerprints for a criminal history record check by either the office of state police or the Federal Bureau of Investigation to determine suitability for an alcoholic beverage permit; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 707—

BY REPRESENTATIVES FARRAR, RICHMOND, AND STRAIN
A JOINT RESOLUTION

Proposing to amend Article I, Section 4(B) of the Constitution of Louisiana, to prohibit the expropriation and transfer of property to a private person under certain circumstances; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 707 by Representative Farrar

AMENDMENT NO. 1

On page 1, line 2, change "amend Article I, Section 4(B)" to "add Article I, Section 4(G)"

AMENDMENT NO. 2

On page 1, delete lines 3, and on line 4, change "circumstances" to ", except in limited instances, the transfer or lease of property expropriated by the state or its political subdivisions to any person without first offering the property to the original owner; to provide that unused expropriated property be declared surplus property to be first offered to the original owner prior to sale to the general public by competitive bid"

AMENDMENT NO. 3

On page 1, line 9, change "amend Article I, Section 4(B)" to "add Article I, Section 4(G)"

AMENDMENT NO. 4

On page 1, delete lines 13 through 20 and on page 2, delete lines 1 through 16.

AMENDMENT NO. 5

On page 2, line 17, change "(d)" to "(G)(1)" and after "port facilities" insert "or airports"

AMENDMENT NO. 6

On page 2, line 18, delete "lease-purchase."

AMENDMENT NO. 7

On page 2, delete line 20, and insert "owner or his heir at pro rata compensation paid to the owner for the expropriation, after which the property can"

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AMENDMENT NO. 8

On page 2, line 22, change "(e)" to "(2)" and change "land" to "property"

AMENDMENT NO. 9

On page 2, line 23, between "subdivision" and "shall" insert "which expropriated the property"

AMENDMENT NO. 10

On page 2, line 26, change "(f)" to "(3)"

AMENDMENT NO. 11

On page 2, delete line 27 and insert "for sale to the original owner or his heir at pro rata compensation paid to the owner for the expropriation within"

AMENDMENT NO. 12

On page 3, line 1, between "refuses" and "to" insert "or fails" and between "property" and the comma "," insert "within three years from completion of the project"

AMENDMENT NO. 13

On page 3, lines 2 and 3, delete "within three years from completion of the project"

AMENDMENT NO. 14

On page 3, line 4, change "(g) Within" to "(4) After" and change "land" to "property"

AMENDMENT NO. 15

On page 3, line 6, between "subdivision" and "to" insert "which expropriated the property"

AMENDMENT NO. 16

On page 3, line 7, between "refuses" and "to" insert "or fails"

AMENDMENT NO. 17

On page 3, line 9, change "go to" to "petition"

AMENDMENT NO. 18

On page 3, delete lines 18 through 27 and insert the following: "To prohibit, except in limited instances, the transfer or lease of property expropriated by the state or its political subdivisions to any person without first offering the property to the original owner; to provide that unused expropriated property be declared surplus property to be first offered to the original owner prior to sale to the general public by competitive bid. (Adds Article I, Section 4(G))"

On motion of Senator Lentini, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 794—

BY REPRESENTATIVES M. POWELL, ALEXANDER, BAUDOIN, BAYLOR, BEARD, BRUCE, BURNS, CAZAYOUX, CRAVINS, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GEYMANN, GLOVER, GREENE, M. GUILLORY, HEBERT, HILL, HOPKINS, HUTTER, JACKSON, JOHNS, KATZ, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LANCASTER, MCDONALD, MCVEA, ODINET, PIERRE, PITRE, T. POWELL, QUEZAIRE, SALTER, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, AND WOOTON

AN ACT

To enact R.S. 29:731.2, relative to the Louisiana Homeland Security and Emergency Assistance and Disaster Act; to require any person applying to receive or receiving disaster assistance to provide identification information when requested to do so by a sheriff of the jurisdiction; to provide for consent to provide certain information when applying for emergency assistance grants; to require a state or local agency who receives personal identification information to provide the information to a sheriff upon request; to provide for exceptions; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 794 by Representative M. Powell

AMENDMENT NO. 1

On page 1, line 5, after "jurisdiction" insert "under certain circumstances"

AMENDMENT NO. 2

On page 1, line 13, after "agency" insert "and who seeks to or is occupying space in an emergency shelter or emergency temporary residence"

On motion of Senator Marionneaux, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 829—

BY REPRESENTATIVE BALDONE
AN ACT

To amend and reenact Civil Code Article 665, relative to legal public servitudes; to provide that public servitudes exist for the making and repairing of certain levees; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Engrossed House Bill No. 829 by Representative Baldone

AMENDMENT NO. 1

On page 1, delete lines 2 and 3, and insert the following: "To amend and reenact Civil Code Article 665 and R.S. 38:291(R)(2), 330.1(B), 330.3(A)(1)(a), and 330.5(B) as amended and enacted by Act 1 of the First Extraordinary Session of 2006, and Section 5 of Act No. 1 of the First Extraordinary Session of 2006, relative to legal public servitudes and flood protection; to provide that public servitudes exist for the making and repairing of certain levees; to provide relative to the board of certain flood protection authorities; to provide relative to the date of termination of such district; to provide relative to the terms of the boards of commissioners; to extend such date; and to"

AMENDMENT NO. 2

On page 1, line 12, after "exist on" delete the remainder of the line and delete line 13, and insert: "property necessary for the building of levees and other water control structures on the alignment approved by the U.S. Army Corps of Engineers as provided by law, including the repairing of hurricane protection levees."

AMENDMENT NO. 3

On page 1, after line 15, insert the following: "Section 2. R.S. 38:291(R)(2), 330.1(B), 330.3(A)(1)(a), and 330.5(B), as amended and enacted by Act No. 1 of the First Extraordinary Session of 2006, are hereby amended and reenacted to read as follows:

§291. Naming; limits of districts; composition of boards

R. West Jefferson Levee District. (1)

(2) On and after January 1, 2007-December 1, 2007, the district shall be governed by the board of commissioners of the Southeast Louisiana Flood Protection Authority-West Bank pursuant to authority granted by Article VI, Sections 38 and 38.1 of the Constitution of Louisiana and as provided in this Chapter.

§330.1. Southeast Louisiana Flood Protection Authority-East and Southeast Louisiana Flood Protection Authority-West Bank;

territorial jurisdiction; board of commissioners; appointments; terms; compensation; vacancy; officers; meetings; domicile

B. On and after January 1, 2007, the Southeast Louisiana Flood Protection Authority-East Bank, and on and after December 1, 2007, the Southeast Louisiana Flood Protection Authority-West Bank, each flood protection authority, through its board through their boards of commissioners as provided for in this Section, shall exercise all authority over and have management, oversight, and control of the following territories as provided by law for the boards of commissioners of such levee districts to which the authority is a successor and to the extent provided for in this Part:

§330.3. Levee district and board reorganization; transfer of authority; obligations; taxes; lands

A.(1)(a) Any legal proceeding to which the East Jefferson Levee District, Lake Borgne Basin Levee District; or Orleans Levee District, or West Jefferson Levee District is a party and which is filed, initiated, or pending before any court on January 1, 2007, and any legal proceeding to which the West Jefferson Levee District is a party and which is filed, initiated, or pending before any court on December 1, 2007, and all documents involved in or affected by said legal proceeding, shall retain its effectiveness and shall be continued in the name of the district. Other than the district or districts originally named as party to the proceedings, neither an authority or district within the territorial jurisdiction of the authority shall have any liability for actions pending or claims arising prior to the effective date of this Section.

§330.5. Employees

B. Any person employed by the East Jefferson Levee District, the Lake Borgne Basin Levee District; or the Orleans Levee District on January 1, 2007, or the West Jefferson Levee District on January 1, 2007; December 1, 2007, may, insofar as practicable, continue as an employee of the levee district at the pleasure of the flood protection authority created in this Part and may, insofar as practicable, retain all rights, privileges, and benefits.

Section 3. Section 5 of Act No.1 of the First Extraordinary Session of 2006 is hereby amended and reenacted to read as follows:

"Section 5. Notwithstanding the provisions of Section 5 of Act 1 of the First 2006 Extraordinary Session, the terms of the boards of commissioners of the East Jefferson Levee District, the Lake Borgne Basin Levee District and the Orleans Levee District, and the West Jefferson Levee District serving on December 31, 2006 and the West Jefferson Levee District serving on November 29, 2007, shall terminate on that date."

On motion of Senator Lentini, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 851—

BY REPRESENTATIVE DAMICO

AN ACT

To amend and reenact R.S. 30:2186(A) and to enact R.S. 30:2011(D)(25), relative to reviews and determination conducted by the Department of Environmental Quality; to provide for request for reviews of certain immovable property; to provide for reviews and determinations of environmental media; to provide for fees; to provide for authority to promulgate rules and regulations; and to provide for related matters.

Reported favorably by the Committee on Environmental Quality. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 877—

BY REPRESENTATIVE DAMICO

AN ACT

To enact R.S. 30:2014(D)(5), relative to solid waste; to provide for fees collected from certain solid waste facilities; to authorize the secretary of the Department of Environmental Quality to promulgate rules and regulations; and to provide for related matters.

Reported favorably by the Committee on Environmental Quality. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 905—

BY REPRESENTATIVE GALLOT

AN ACT

To amend and reenact R.S. 15:848.5(B), relative to the Lincoln Parish Detention Center; to provide relative to the incarceration of prisoners; to provide for the use of other jail and prison facilities in the state; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 970—

BY REPRESENTATIVE JACK SMITH

AN ACT

To amend and reenact R.S. 30:2189(A) and R.S. 45:163(A), relative to transportation of hazardous waste; to provide for exemptions from permitting requirements for transporting hazardous waste in certain circumstances; and to provide for related matters.

Reported with amendments by the Committee on Environmental Quality.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Environmental Quality to Reengrossed House Bill No. 970 by Representative Jack Smith

AMENDMENT NO. 1

On page 1, line 13, after "waste" insert "unless such waste meets the definition of hazardous material as provided in 49 CFR 171.8, incidental to and"

AMENDMENT NO.2

On page 1, delete line 14 and insert "demolition debris generated by Hurricane Katrina or Hurricane Rita pursuant to a contract"

AMENDMENT NO. 3

On page 2, delete line 7, and insert "guideline for transporting hazardous waste, unless such waste meets the definition of hazardous material as provided in 49 CFR 171.8, incidental to and commingled with only demolition debris generated by Hurricane"

AMENDMENT NO. 4

On page 2, line 8, delete "and Rita construction or demolition debris" and insert "or Hurricane Rita"

AMENDMENT NO. 5

On page 3, at the end of line 14, insert "Sections 1 and 2 of this Act shall cease to be effective on February 28, 2007."

On motion of Senator Fontenot, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

June 7, 2006

HOUSE BILL NO. 1167—
BY REPRESENTATIVE THOMPSON
AN ACT

To enact R.S. 9:2800.16, relative to limitations of liability; to provide an exemption from liability for the gratuitous medical transportation services for a child and his family under certain circumstances; to provide for exceptions; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1213—
BY REPRESENTATIVE M. POWELL
AN ACT

To amend and reenact R.S. 35:191(P), relative to notaries public; to provide for statewide jurisdiction for certain notaries; to provide for the qualifications to obtain statewide jurisdiction; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 1213 by Representative M. Powell

AMENDMENT NO. 1
On page 1, line 10, after "person" delete the remainder of the line

AMENDMENT NO. 2
On page 1, line 12, after "or" insert "who is a validly appointed notary public in and for any parish in this state and"

On motion of Senator Lentini, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1217—
BY REPRESENTATIVES K. CARTER, ALEXANDER, ANSARDI,
BOWLER, AND WALKER
AN ACT

To enact Chapter 4 of Code Title XIX of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:4241 through 4276, relative to arbitration; to provide for the International Commercial Arbitration Act; to provide for definitions; to provide for court intervention; to provide for arbitration agreements; to provide for the arbitral tribunal; to provide for jurisdiction; to provide procedures; to provide for the making of awards; to provide for settlements; to provide for recourse; to provide for recognition; to provide for enforcement; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1240—
BY REPRESENTATIVE FRITH
AN ACT

To enact R.S. 47:6024, relative to ad valorem or personal property taxes imposed by political subdivisions; to exempt cooperative endeavors and joint ventures owned or controlled by rural hospital service districts; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 1240 by Representative Frith

AMENDMENT NO. 1
On page 1, change "enact R.S. 47:6024" to "amend and reenact R.S. 47:1837.1(F) and to enact R.S. 47:1837.1(G) and 6024"

AMENDMENT NO. 2
On page 1, line 4, between "date;" and "and" insert the following:
"to authorize the Louisiana Tax Commission to convey or transfer certain historical information;"

AMENDMENT NO. 3
On page 2, between lines 9 and 10 insert the following:
"Section 2. R.S. 47:1837.1(F) is hereby amended and reenacted and R.S. 47:1837.1(G) is hereby enacted to read as follows:
§1837.1. Program for a statewide ad valorem tax assessment database; creation

* * *

F. The Louisiana Tax Commission shall not sell, lease, rent, or otherwise convey or transfer to any individual or other entity for use in a business any ~~of the current year~~ information received by it pursuant to the provisions of this Section.

G. Upon request, the Louisiana Tax Commission may convey or transfer to any taxpayer, in electronic form, historical information held by the commission pursuant to the provisions of this Section and viewable from the commission's web site, if the information is at least one year old at the time of the request."

AMENDMENT NO. 4
On page 2, line 10, change "Section 2." to "Section 3."

On motion of Senator Mount, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1266—
BY REPRESENTATIVE GARY SMITH
AN ACT

To amend and reenact Code of Civil Procedure Article 2640 and 2721(A), relative to executory proceedings; to delete inconsistent provisions relative to service of the notice of demand for payment; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1293—
BY REPRESENTATIVE JACK SMITH
AN ACT

To amend and reenact R.S. 51:1783(6) and (7) and 1787(A)(1), (B)(2)(a), (C)(1), (D)(2)(a), (F), and (H)(1)(a), relative to the rebate of sales and use taxes pursuant to the Louisiana Enterprise Zone Act; to provide for the rebate of local sales and use taxes; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Engrossed House Bill No. 1293 by Representative Jack Smith

AMENDMENT NO. 1
On page 1, line 14, after "subdivision" insert ", and the office of sheriff in the case of a law enforcement district."

AMENDMENT NO. 2
On page 2, line 8, after "subdivision" insert ", including the office of sheriff in the case of a law enforcement district."

AMENDMENT NO. 3
On page 2, line 29, after "subdivision" insert "or the written approval"

of the office of sheriff in the case of a law enforcement district."

AMENDMENT NO. 4

On page 3, line 1, after "resolution" insert "or letter of approval" and after "governing body" insert "or sheriff's office"

AMENDMENT NO. 5

On page 3, line 4, after "governing body" insert "or sheriff's office"

AMENDMENT NO. 6

Page 3, line 12, after "subdivision" insert ", including the office of sheriff in the case of a law enforcement district"

AMENDMENT NO. 7

On page 4, line 4, after "subdivision" insert "or the written approval of the office of sheriff in the case of a law enforcement district,"

AMENDMENT NO. 8

On page 4, line 5, after "resolution" insert "or letter of approval" and after "governing body" insert "or sheriff's office"

AMENDMENT NO. 9

On page 4, line 8, after "governing body" insert "or sheriff's office"

AMENDMENT NO. 10

On page 4, line 10, after "subdivision" insert "or sheriff's office"

AMENDMENT NO. 11

On page 4, line 13, after "subdivision" insert "or sheriff's office"

AMENDMENT NO. 12

On page 4, line 21, after "subdivision" insert "or the written approval of the office of sheriff in the case of a law enforcement district"

AMENDMENT NO. 13

On page 4, line 22, after "resolution" insert "or letter of approval" and after "governing body" insert "or sheriff's office"

AMENDMENT NO. 14

On page 4, line 25, after "governing body" insert "or sheriff's office"

On motion of Senator Mount, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1302—

BY REPRESENTATIVE BURNS

AN ACT

To provide relative to the interruption of prescription for property damage claims related to Hurricanes Katrina and Rita; to establish legislative intent; to provide for the interruption of prescription for one year; to authorize suit for declaratory judgment; to provide an emergency effective date; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1341—

BY REPRESENTATIVE FAUCHEUX

AN ACT

To amend and reenact R.S. 40:2268.2, relative to the Southeast Regional Criminalistics Laboratory Commission; to provide relative to the domicile of the commission; to authorize the commission to contract with an existing public or private laboratory; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1366— (Substitute for House Bill No. 168 by Representative Jack Smith)

BY REPRESENTATIVE JACK SMITH
AN ACT

To amend and reenact Code of Criminal Procedure Article 895.1(A)(2)(a), relative to orders for costs and fines; to provide that orders for costs and fines are deemed to be civil money judgments in the same manner as provided for orders for restitution; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

Rules Suspended

Senator Nevers asked for and obtained a suspension of the rules for the purpose of recalling House Concurrent Resolution No. 30 from the Committee on Labor and Industrial Relations.

HOUSE CONCURRENT RESOLUTION NO. 30—

BY REPRESENTATIVE GRAY
A CONCURRENT RESOLUTION

To urge and request the House Committee on Labor and Industrial Relations and the Senate Committee on Labor and Industrial Relations to meet and function as a joint committee to study domestic abuse and its effect in the workplace and to submit a report of its findings and recommendations to the governor and the legislature prior to the 2007 Regular Session of the Legislature.

The resolution was read by title. Senator Nevers moved to adopt the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Total - 38		

NAYS

Total - 0

ABSENT

McPherson

Total - 1

The Chair declared the Senate had adopted the House Concurrent Resolution, and ordered it sent to the House.

Rules Suspended

Senator Nevers asked for and obtained a suspension of the rules for the purpose of recalling House Concurrent Resolution No. 257 from the Committee on Labor and Industrial Relations.

June 7, 2006

HOUSE CONCURRENT RESOLUTION NO. 257—

BY REPRESENTATIVE HUNTER
A CONCURRENT RESOLUTION

To extend the membership and time frame for completion of the duties of the Workers' Compensation Medical Reimbursement Task Force.

The resolution was read by title. Senator Nevers moved to adopt the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dupre Marionneaux
Adley Ellington Michot
Amedee Fields Mount
Bajoie Fontenot Murray
Barham Gautreaux B Nevers
Boasso Gautreaux N Quinn
Broome Heitmeier Romero
Cain Hollis Schedler
Chaisson Jackson Shepherd
Cheek Jones Smith
Cravins Kostelka Theunissen
Dardenne Lentini Ullo
Duplessis Malone
Total - 38

NAYS

Total - 0

ABSENT

McPherson
Total - 1

The Chair declared the Senate had adopted the House Concurrent Resolution, and ordered it sent to the House.

Rules Suspended

Senator Smith asked for and obtained a suspension of the rules for the purpose of taking up at this time.

Reports of Committees

The following reports of committees were received and read:

CONFERENCE COMMITTEE REPORT

House Bill No. 66 By Representative Fannin

May 30, 2006

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 66 by Representative Fannin, recommend the following concerning the Engrossed bill:

- 1. That the set of Senate Floor Amendments proposed by Senator Malone and adopted by the Senate on May 1, 2006, be rejected.
2. That the following amendment to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, at the end of line 17, insert "However, the board may hold a meeting in any of the aforementioned parishes to address concerns

particular to that parish."

Representatives:
James R. Fannin
N. J. Damico
Hollis Downs

Respectfully submitted,
Senators:
Mike Smith
Max T. Malone
Robert W. "Bob" Kostelka

Rules Suspended

Senator Smith asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Smith, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dupre Marionneaux
Adley Ellington Michot
Amedee Fields Mount
Bajoie Fontenot Murray
Barham Gautreaux B Nevers
Boasso Gautreaux N Quinn
Broome Heitmeier Romero
Cain Hollis Schedler
Chaisson Jackson Shepherd
Cheek Jones Smith
Cravins Kostelka Theunissen
Dardenne Lentini Ullo
Duplessis Malone
Total - 38

NAYS

Total - 0

ABSENT

McPherson
Total - 1

The Chair declared the Conference Committee Report was adopted. Senator Smith moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

House Bill No. 419 By Representative Quezaire

May 18, 2006

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 419 by Representative Quezaire, recommend the following concerning the engrossed bill:

- 1. That the set of Senate Floor Amendments proposed by Senator Ullo and adopted by the Senate on April 24, 2006, be adopted.
2. That the following amendment to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 2, delete line 3 in its entirety and at the beginning of line 4, delete "dollars."

Representatives:
 Roy Quezaire, Jr.
 Dale Erdey
 Karen St. Germain

Respectfully submitted,
 Senators:
 Noble E. Ellington
 Chris Ullo
 Francis C. Heitmeier

Rules Suspended

Senator Ullo asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Ullo, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Michot
Adley	Ellington	Mount
Amedee	Fields	Murray
Bajoie	Fontenot	Nevers
Barham	Gautreaux B	Quinn
Boasso	Gautreaux N	Romero
Broome	Heitmeier	Schedler
Cain	Hollis	Shepherd
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Cravins	Kostelka	Ullo
Dardenne	Malone	
Duplessis	Marionneaux	
Total - 37		

NAYS

Total - 0

ABSENT

Lentini	McPherson
Total - 2	

The Chair declared the Conference Committee Report was adopted. Senator Ullo moved to reconsider the vote by which the report was adopted and laid the motion on the table.

Senate Bills and Joint Resolutions Returned from the House of Representatives with Amendments

The following Senate Bills and Joint Resolutions returned from the House of Representatives with amendments were taken up and acted upon as follows:

SENATE BILL NO. 266—
 BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 47:843(A)(1), (B), (C)(3), (4), (5) and (6), and 851(B)(2), and to repeal R.S. 47:844(A)(5), relative to tobacco tax; to provide for the sale of cigarette stamps; to provide for reciprocal agreements with tax authorities of other states; to provide for a discount to registered tobacco dealers; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Engrossed Senate Bill No. 266 by Senator Mount

AMENDMENT NO. 1

On page 1, line 2, after "(6)," and before "and" insert "848(B),"

AMENDMENT NO. 2

On page 1, line 8, after "(6)," and before "and" insert "848(B),"

AMENDMENT NO. 3

On page 3, between lines 11 and 12, insert the following:
 "§848. Tobacco dealers required to furnish bond; waiver

B. However, the secretary is authorized to waive the furnishing of this surety bond by any dealer who has and agrees to maintain fixed assets in Louisiana of a net value of not less than one and one-fourth times the amount of the bond which would otherwise be required, who has had a bond on file with the department for a period of not less than three years, and who has not been delinquent in remitting taxes accrued or accruing under this Part during the three-year period immediately preceding application by the dealer for waiver of the bond. If any dealer whose bond has been waived by the secretary becomes delinquent in remitting taxes due under this Part, the secretary may require that such dealer furnish a bond in the amount required in this Section, and such dealer shall not be eligible for a waiver of a bond for a period of three years thereafter. In addition, the dealer must furnish audited financial statements with his waiver request and at such other times as the secretary may require. ~~However, any dealer purchasing stamps on credit will not qualify for the waiver of bond provisions.~~

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Gallot to Engrossed Senate Bill No. 266 by Senator Mount

AMENDMENT NO. 1

On page 1, line 2, after "reenact" and before "R.S. 47:843(A)(1)," insert "R.S. 26:924 and"

AMENDMENT NO. 2

On page 1, between lines 7 and 8, insert the following:
 "Section 1. R.S. 26:924 is hereby amended and reenacted to read as follows:

§924. Issuance of minimum price of cigarettes
~~In accordance with the provisions of Title 47 of the Louisiana Revised Statutes of 1950, the secretary~~ The commissioner shall issue to all bona fide Louisiana wholesale tobacco dealers and Louisiana retail dealers the minimum wholesale and retail prices within fourteen days of the manufacturer's price change. The minimum wholesale and retail cigarette price shall be computed as set forth in R.S. 51:421 through 424."

AMENDMENT NO. 3

On page 1, at the beginning of line 8, change "Section 1." to "Section 2."

AMENDMENT NO. 4

On page 4, at the beginning of line 15, change "Section 2." to "Section 3."

AMENDMENT NO. 5

On page 4, at the beginning of line 16, change "Section 3." to "Section 4."

Senator Mount moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Malone
Adley	Dupre	Marionneaux
Amedee	Ellington	Michot
Bajoie	Fields	Mount
Barham	Fontenot	Murray
Boasso	Gautreaux B	Nevers

June 7, 2006

Broome	Gautreaux N	Quinn
Cain	Heitmeier	Romero
Chaisson	Hollis	Schedler
Cheek	Jackson	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo

Total - 36

NAYS

Total - 0

ABSENT

Jones	McPherson	Shepherd
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Total - 3

The Chair declared the amendments proposed by the House were concurred in. Senator Mount moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 482—
BY SENATOR MCPHERSON

AN ACT

To enact R.S. 40:2179.2, relative to direct service workers; to provide that the Board of Examiners of Nursing Facility Administrators is authorized to operate and maintain the Direct Service Worker Registry through an interagency agreement with the Department of Health and Hospitals; to authorize the board to issue certificates or certification cards and to charge an amount for providing them; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 489—

BY SENATORS SMITH, BAJOIE AND LENTINI AND REPRESENTATIVES CRANE, BADON, CHANDLER, DANIEL, DOWNS, FANNIN, HONEY, T. POWELL, RITCHIE, TRAHAN AND WALKER

AN ACT

To enact Chapter 17 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:2901 through 2907, to create the Louisiana Geography Education Initiative Program; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Engrossed Senate Bill No. 489 by Senator Smith

AMENDMENT NO. 1

On page 1, line 3, after "2907," insert "and R.S. 36:651(D)(9),"

AMENDMENT NO. 2

On page 1, line 4, after "Program;" and before "and" insert the following:

"to provide for program purposes, definitions, components, funding, and administration; to create the Louisiana Geography Education Initiative Program Council; to provide for council membership, powers and duties, and staff; to provide relative to the placement of the council in the executive branch of state government and for the exercise of its powers, duties, functions, and responsibilities; to provide for effectiveness;"

AMENDMENT NO. 3

On page 1, line 7, after "2907" and before "is" insert a comma ","

AMENDMENT NO. 4

On page 1, at the beginning of line 15, after "education" delete the comma "," and insert "and"

AMENDMENT NO. 5

On page 1, line 15, after "secondary education" delete the comma ","

AMENDMENT NO. 6

On page 2, at the end of line 1, change "prospective" to "perspective."

AMENDMENT NO. 7

On page 2, line 2, after "world" and before "In" delete the period "." and insert "as well."

AMENDMENT NO. 8

On page 2, at the beginning of line 4, after "C." and before "has" change "Geography" to "The legislature further finds that geography"

AMENDMENT NO. 9

On page 2, at the end of line 9, after "unless" delete "a" and delete line 10 in its entirety and insert "the context clearly requires otherwise:"

AMENDMENT NO. 10

On page 2, at the beginning of line 11, after "(1)" and before "means" change ""BESE" to "State board""

AMENDMENT NO. 11

On page 2, line 17, after "means" and before "Louisiana" insert "the"

AMENDMENT NO. 12

On page 2, line 20, after "state" and before "consistent" delete "shall," and insert a comma ","

AMENDMENT NO. 13

On page 2, line 21, after "D.C.," and before "undertake" insert "shall"

AMENDMENT NO. 14

On page 2, line 24, after "include" and before "but" delete the comma ","

AMENDMENT NO. 15

On page 2, at the end of line 24, after "to" and before "the" delete the comma ","

AMENDMENT NO. 16

On page 2, at the beginning of line 26, after "(a)" and before "professional" change "Provides" to "Providing"

AMENDMENT NO. 17

On page 2, line 26, after "opportunities" and before "educators" change "to K-12" to "for elementary and secondary"

AMENDMENT NO. 18

On page 2, line 27, after "state" and before "out-of-state" change "which includes" to "including"

AMENDMENT NO. 19

On page 2, at the beginning of line 29, after "(b)" and before "master" change "Sponsors" to "Sponsoring"

AMENDMENT NO. 20

On page 3, line 1, after "University" and before "or" delete "for Louisiana teachers"

AMENDMENT NO. 21

On page 3, at the end of line 2, delete the period "." and insert "for Louisiana teachers."

AMENDMENT NO. 22

On page 3, line 3, after "(c)" delete the remainder of the line and at the beginning of line 4, delete "distributes" and insert "Purchasing classroom materials developed by the National Geographic Society and distributing"

AMENDMENT NO. 23

On page 3, at the beginning of line 5, after "(d)" and before "a" change "Holds" to "Holding"

AMENDMENT NO. 24

On page 3, line 5, after "for" and before "teachers" change "K-12" to "elementary and secondary"

AMENDMENT NO. 25

On page 3, at the beginning of line 7, after "(e)" and before "information" change "Distributes" to "Distributing"

AMENDMENT NO. 26

On page 3, line 8, after "an" and before "distribution" change "e-mail" to "electronic mail"

AMENDMENT NO. 27

On page 3, line 9, after "(f)" delete the remainder of the line and insert "Providing Internet access to geography"

AMENDMENT NO. 28

On page 3, line 10, after "geography" and before "professional" change "sites." to "websites."

AMENDMENT NO. 29

On page 3, at the end of line 11, delete the period "." and insert "through a LaGEIP website."

AMENDMENT NO. 30

On page 3, at the end of line 20, after "partnerships" delete the comma ","

AMENDMENT NO. 31

On page 3, line 21, after "of" and before "LaGEIP" insert "the"

AMENDMENT NO. 32

On page 3, at the end of line 23, after "geography" insert "education." and at the beginning of line 24, delete "awareness."

AMENDMENT NO. 33

On page 3, at the beginning of line 27, after "(2)" and before "provide" change "LaGEIP shall in conjunction with LaGEA" to "The LaGEA, consistent with the purpose of the LaGEIP, shall"

AMENDMENT NO. 34

On page 4, line 4, after "available" delete the remainder of the line and insert a comma "," and insert "the legislature annually shall"

AMENDMENT NO. 35

On page 4, line 5, after "appropriate, to" and before "LaGEIP" insert "the"

AMENDMENT NO. 36

On page 4, line 6 after "program" insert a comma ","

AMENDMENT NO. 37

On page 4, line 6, after "limited to" and before "funds" delete "the"

AMENDMENT NO. 38

On page 4, at the beginning of line 7, delete "to the program"

AMENDMENT NO. 39

On page 4, line 11, after "regulations of" and before "the Board" change "BESE." to "the state board."

AMENDMENT NO. 40

On page 4, line 16, after "membership." and before "terms." change "expenses." to "compensation."

AMENDMENT NO. 41

On page 4, at the end of line 19, after "or" delete "a person" and delete line 20 and insert "their designees as provided by such persons in writing to the council presidents to represent them"

AMENDMENT NO. 42

On page 4, line 23, after "the" delete the remainder of the line and delete line 24 and insert "state board."

AMENDMENT NO. 43

On page 4, line 26, after "the" delete the remainder of the line and insert "LaGEA."

AMENDMENT NO. 44

On page 4, line 27, after "(5)" delete the remainder of the line and delete line 28, and insert "three persons designated by the state superintendent of education, one from each of the following grade groupings:"

AMENDMENT NO. 45

On page 4, line 29, after "(a)" and before "elementary." change "Pre-K-5" to "Prekindergarten through grade five -"

AMENDMENT NO. 46

On page 5, line 1, after "(b)" and before "middle" change "6-8" to "Grades six through eight -"

AMENDMENT NO. 47

On page 5, line 2, after "(c)" and before "high" change "9-12" to "Grades nine through twelve -"

AMENDMENT NO. 48

On page 5, line 3, after "the" delete the remainder of the line and delete line 4 and insert "LaGEA who is a LaGEA teacher consultant and who"

AMENDMENT NO. 49

On page 5, line 6, after "(7)" delete the remainder of the line and insert "The coordinator of the LaGEA."

AMENDMENT NO. 50

On page 5, at the end of line 7, after "Colleges" delete "of" and delete line 8 and insert "for Teacher Education."

AMENDMENT NO. 51

On page 5, at the end of line 9, after "president of" and before "shall" change "BESE" to "the state board annually"

AMENDMENT NO. 52

On page 5, at the beginning of line 10, after "alternate" and before "as" delete "annually"

AMENDMENT NO. 53

On page 5, delete line 11, and insert "the chair of the Board of Regents serving as president of the council for the 2006-2007 school year. The"

AMENDMENT NO. 54

On page 5, at the beginning of line 12, after "council" and before "elect" change "may annually" to "annually may"

AMENDMENT NO. 55

On page 5, at the beginning of line 24, after "Establish" and before "and" delete the comma ","

AMENDMENT NO. 56

On page 5, line 24, after "available" and before "rules" delete the comma ","

AMENDMENT NO. 57

On page 5, line 25, after "of" and before "LaGEIP" insert "the"

AMENDMENT NO. 58

On page 5, line 27, after "less" and before "than" delete "often"

AMENDMENT NO. 59

On page 5, line 27, after "year" and before "upon" delete the comma ","

AMENDMENT NO. 60

On page 6, at the beginning of line 2, after "committee" and before "authorize" change "cannot" to "shall not"

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AMENDMENT NO. 61

On page 6, line 2, after "funds" and before "professional" change "to" to "for"

AMENDMENT NO. 62

On page 6, line 5, after "taken" and before "and" delete the comma

AMENDMENT NO. 63

On page 6, at the end of line 9, after "composed" change "as follows:" to "of the following members:"

AMENDMENT NO. 64

On page 6, line 10, after "the" change "LaGEIP Council." to "council."

AMENDMENT NO. 65

On page 6, line 11, after "the" change "LaGEIP Council." to "council."

AMENDMENT NO. 66

On page 6, line 12, after "of" and before "LaGEA." insert "the"

AMENDMENT NO. 67

On page 6, line 14, after "for" and before "LaGEIP." insert "the"

AMENDMENT NO. 68

On page 6, line 18, after "of" and before "LaGEIP." insert "the"

AMENDMENT NO. 69

On page 6, line 20, after "legislature," and before "the Board" change "BESE," to "the state board."

AMENDMENT NO. 70

On page 6, line 21, after "entity" and before "changes" insert "any"

AMENDMENT NO. 71

On page 6, at the end of line 22, after "of" change "mathematics or science" to "geography"

AMENDMENT NO. 72

On page 6, at the beginning of line 24, after "(4)" and before "Chapter" change "Permit, notwithstanding" to "Notwithstanding the provisions of"

AMENDMENT NO. 73

On page 6, line 25, after "1950," and before "members" insert "permit"

AMENDMENT NO. 74

On page 6, line 26, after "by" and before "in" change "LaGEIP." to "the LaGEIP"

AMENDMENT NO. 75

On page 6, line 29 after "utilize" and before "Board" delete "the" and insert "alternatively"

AMENDMENT NO. 76

On page 6, at the end of line 29, after "or" and before "employees," change "BESE" to "state board"

AMENDMENT NO. 77

On page 7, delete line 1, and insert "to provide staff support for the LaGEIP, based upon whether the chair of the Board of Regents or the president of the state board is serving as president of the council."

AMENDMENT NO. 78

On page 7, after line 1, add the following:
"Section 2. R.S. 36:651(D)(9) is hereby enacted to read as follows:
§651. Transfer of boards, commissions, departments, and agencies to Department of Education; boards, commissions, and agencies within Department of Education

D. The following agencies, as defined by R.S. 36:3, are transferred to and hereafter shall be within the Department of Education as provided in R.S. 36:801.1:

(9) Louisiana Geography Education Initiative Program Council (R.S. 17:2901 et seq.)

Section 3. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Lancaster to Engrossed Senate Bill No. 489 by Senator Smith

AMENDMENT NO. 1

On page 6, delete lines 24 through 27

AMENDMENT NO. 2

Delete House Committee Amendments Nos. 72, 73, and 74 proposed by the House Committee on Education and adopted by the House of Representatives on May 23, 2006.

Senator Smith moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Dupre, Ellington, etc.

NAYS

Total - 0

ABSENT

McPherson
Total - 1

The Chair declared the amendments proposed by the House were concurred in. Senator Smith moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 530— BY SENATOR FIELDS

AN ACT

To amend and reenact R.S. 17:3302(A), relative to the president of postsecondary systems; to remove any requirement for appointments of such presidents to be confirmed by the Board of Regents; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

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2262, 2318, 2389.

* * *

AMENDMENT NO. 6

On page 2, line 21, change "Section 2." to "Section 3."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Robideaux to Engrossed Senate Bill No. 549 by Senator Michot

AMENDMENT NO. 1

On page 1, at the beginning of line 7, change "\$710.2" to "\$710.1"

Senator Michot moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Broome	Gautreaux N	Quinn
Cain	Heitmeier	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Boasso	Hollis	McPherson
Total - 3		

The Chair declared the amendments proposed by the House were concurred in. Senator Michot moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 566— BY SENATORS CHAISSON AND MURRAY AN ACT

To enact R.S. 15:83 and 85(12) and Code of Criminal Procedure Articles 345(I) and (J) and 955(F), relative to bail bond obligations; to provide for bail bond contracts; to provide for definitions; to provide for the setting aside of bond obligations due to a fortuitous event; to provide for the forfeiture of bonds through cumulative actions; to provide for bond forfeiture actions for certain obligations in summary proceedings; to provide for extensions of time to satisfy bond obligations under certain circumstances; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Engrossed Senate Bill No. 566 by Senator Chaisson

AMENDMENT NO. 1

On page 1, line 2, and on line 10, after "85(12)" and before "and" insert "and (13)"

AMENDMENT NO. 2

On page 1, at the end of line 5, insert "to provide with respect to improper cumulation; to provide for court action with respect to certain bond forfeiture proceedings;"

AMENDMENT NO. 3

On page 2, line 1, after "foreseeable." delete the remainder of the line and delete line 2 in its entirety

AMENDMENT NO. 4

On page 2, at the end of line 4, delete the period "." and insert "A surety is, however, liable for his failure to perform when he has assumed the risk of such a fortuitous event."

AMENDMENT NO. 5

On page 2, at the end of line 6, delete the period "." and insert "by the surety."

AMENDMENT NO. 6

On page 2, line 17, change "several" to "two or more"

AMENDMENT NO. 7

On page 2, line 20, after "pending" delete the period "." and insert "pursuant to R.S. 15:85(5), Code of Criminal Procedure Article 345(I) or (J), or an ordinary civil action pursuant to R.S. 15:85(9) when such action is within the jurisdiction of the court and in the proper venue. All the actions cumulated must be mutually consistent and employ the same form of procedure."

AMENDMENT NO. 8

On page 2, between lines 21 and 22, insert the following:

"(13) Improper cumulation effect. When the court lacks jurisdiction of or when venue is improper as to one of the actions cumulated, that action shall be dismissed. When the cumulation is improper for any other reason, the court may do either of the following:

- (1) Order separate trials of the actions.
- (2) Order the moving party to elect which action or actions he shall proceed with and to amend his pleadings so as to delete therefrom all allegations relating to the action or actions which he elects to discontinue. The penalty for non-compliance with an order to amend is a dismissal of the entire cumulative action proceeding."

AMENDMENT NO. 9

On page 3, at the end of line 3, after the period "." and insert the following:

"A motion seeking relief pursuant to this Subsection must be filed within twelve months from the date of the fortuitous event, excluding legal delays. The court in its discretion may do any of the following:

- (1) Set aside the forfeiture or grant the nullity.
- (2) Grant an extension of time up to twelve months from the expiration of the initial six month time period from the date of the mailing of proper notice of bond forfeiture. If the court grants that extension, judicial interest shall be suspended during that additional time period.
- (3) Deny the relief."

AMENDMENT NO. 10

On page 3, line 5, after "forfeiture" and before "were" insert "judgments"

AMENDMENT NO. 11

On page 3, line 7, after "seek" and before "to" insert "an extension of time to surrender a defendant or"

AMENDMENT NO. 12

On page 3, line 14, after "relief" and before the period "." insert the following:

"excluding legal delays. A motion seeking relief pursuant to this Subsection must be filed within twelve months from the date of the fortuitous event, excluding legal delays. The court in its discretion may do any of the following:

- (1) Set aside the forfeiture or grant the nullity.
- (2) Grant an extension of time up to twelve months from the expiration of the initial six month time period from the date of the mailing of proper notice of bond forfeiture. If the court grants that extension, judicial interest shall be suspended during that additional time period.
- (3) Deny the relief."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 566 by Senator Chaisson

AMENDMENT NO. 1

In House Committee Amendment No. 4, proposed by the House Committee on Administration of Criminal Justice, on line 10, delete ", delete the period", and"

Senator Chaisson moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneau
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Total - 38		

NAYS

Total - 0

ABSENT

McPherson
Total - 1

The Chair declared the amendments proposed by the House were concurred in. Senator Chaisson moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 568—
BY SENATOR DARDENNE

AN ACT

To repeal R.S. 40:2155(B)(9), relative to adult residential care homes; to repeal the requirement that the department promulgate rules to prevent facilities from ordering residents to evacuate under certain circumstances; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Morrish to Engrossed Senate Bill No. 568 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "R.S. 40:2155(B)(9)," insert "enact Chapter 35 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2851 and 2852 and"

AMENDMENT NO. 2

On page 1, line 2, after "relative to" and before "adult" insert "the adoption of rules providing for adult residential facilities and;"

AMENDMENT NO. 3

On page 1, line 4, after "circumstances;" and before "and" insert "to provide for the adoption of rules for facilities which provide housing or temporary residence for individuals referred by any judicial agency; to provide that the rules shall provide for the construction, standards of operation and services provided by those facilities;"

AMENDMENT NO. 4

On page 1, between lines 5 and 6 insert the following:
"CHAPTER 35. FACILITIES PROVIDING HOUSING OR TEMPORARY RESIDENCE FOR INDIVIDUALS REFERRED BY JUDICIAL AGENCIES

§2851. Short Title.

This Chapter may be cited as the "Judicial Agency Referral Residential Facility Regulatory Act.

§2852. Facilities providing housing or temporary residence to individuals referred by judicial agencies

A. Any facility, not currently being licensed by the Department of Health and Hospitals or the Department of Social Services, that provides housing or temporary residence for individuals referred by any judicial agency shall be regulated by rules adopted by either the Department of Social Services or the Department of Public Safety and Corrections for the operation of such facilities.

B. The rules shall include, but not be limited to, providing for the construction, standards of operation, and services provided for such facilities.

C. No facility shall provide housing or temporary residence to any individual and no judicial agency shall refer any individual to a facility providing housing or temporary residence until the Department of Social Services or the Department of Public Safety and Corrections has adopted rules as provided for by this Section.

D. All rules shall be adopted in accordance with the Administrative Procedure Act."

Senator Dardenne moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Michot
Adley	Ellington	Mount
Amedee	Fields	Murray
Bajoie	Fontenot	Nevers
Barham	Gautreaux B	Quinn
Boasso	Gautreaux N	Romero
Broome	Heitmeier	Schedler
Cain	Hollis	Shepherd
Chaisson	Jackson	Smith
Cheek	Kostelka	Theunissen
Cravins	Lentini	Ullo
Dardenne	Malone	
Duplessis	Marionneau	
Total - 37		

NAYS

Total - 0

ABSENT

Jones
Total - 2
McPherson

The Chair declared the amendments proposed by the House were rejected. Senator Dardenne moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

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Senate Concurrent Resolutions on Second Reading Reported by Committees

The following Senate Concurrent Resolutions reported by Committees were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 115— BY SENATORS MICHOT AND MOUNT A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Economic Development to administer the Quality Jobs Program in such a way, including a change in rule or regulation if necessary, that will assist companies statewide who have experienced a reduction in the number of their employees as a result of hurricanes Katrina or Rita and who meet all the qualifications of the Quality Jobs Program, by allowing such impacted companies to count as a "new direct job" any employees who are hired or rehired in the companies' efforts to maintain, resume, restore, or increase operations in the state.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Concurrent Resolution No. 115 by Senator Michot

AMENDMENT NO. 1

On page 1, delete lines 3 through 9 and insert the following: "Quality Jobs Program to assist companies meeting the qualifications for the Program provided by statute that have experienced a reduction in the number of their employees as a direct result of damage caused by hurricanes Katrina or Rita by considering "new direct job" to include the employees terminated from employment for a prolonged period of time because of that damage and who are hired or rehired in the companies' efforts to resume or increase operations in this state following the damage caused by hurricanes Katrina or Rita."

AMENDMENT NO. 2

On page 1, line 11, after "state" insert "and its businesses"

AMENDMENT NO. 3

On page 1, delete lines 12 through 14

AMENDMENT NO. 4

On page 2, line 1, change "have greatly impacted" to "are greatly impacting"

AMENDMENT NO. 5

On page 2, delete lines 2 and 3, and insert: "WHEREAS, the legislature revised the "Quality Jobs Act" in Act 153 of the 2002 First Extraordinary Session to recognize employers providing significant contributions in the creation of certain eligible jobs significantly contributing to the economy and the tax base of this state."

AMENDMENT NO. 6

On page 2, delete lines 6 through 11 and insert: "Quality Jobs Program to assist companies meeting the qualifications for the program as provided by Act 153 of the 2002 First Extraordinary Session attempting to recover from damage or destruction caused by wind, water, fire, business interruption, or criminal acts as a direct result of hurricanes Katrina or Rita resulting in the termination or suspension of their business for a prolonged period of time, by considering "new direct job" to include the employees who were terminated from employment by the company for that period of time because of the hurricane damage and who are hired or re-hired in the companies' efforts to resume or increase operations in the state following the damage to the companies caused by hurricanes Katrina or Rita."

On motion of Senator Mount, the committee amendment was adopted.

The resolution was read by title. Senator Michot moved to adopt the amended Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Dupre, Ellington, Michot, etc.

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Absent. Lists Jones, McPherson.

The Chair declared the Senate had adopted the amended Senate Concurrent Resolution and ordered it engrossed and sent to the House.

Senate Bills and Joint Resolutions on Third Reading and Final Passage

The following Senate Bills and Joint Resolutions on Third Reading and Final Passage were taken up and acted upon as follows:

SENATE BILL NO. 755— (Substitute of Senate Bill No. 321 by Senator Nevers)

BY SENATOR NEVERS AN ACT

To amend and reenact R.S. 23:1203(B) and 1310.3(E) and to enact R.S. 23:1034.3, relative to workers' compensation; to provide with respect to medical service agreements; to provide for medical provider reimbursement agreements; to provide definitions; to provide for a compliance date; to provide for required provisions of a valid agreement; to provide for notice of changes; to provide for penalties; to provide for jurisdiction of disputes; and to provide for related matters.

On motion of Senator Nevers, the bill was read by title and returned to the Calendar, subject to call.

Senate Bills and Joint Resolutions on Third Reading and Final Passage, Subject to Call

The following Senate Bills and Joint Resolutions on Third Reading and Final Passage, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator Heitmeier asked that Senate Bill No. 479 be called from the Calendar at this time.

SENATE BILL NO. 479—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 39:1678.1(C), relative to the Louisiana Procurement Code; to correct a citation error with respect to expenses of administrative proceedings in connection with pre-litigation resolution of controversies; and to provide for related matters.

On motion of Senator Heitmeier, the bill was read by title and withdrawn from the files of the Senate.

Called from the Calendar

Senator Amedee asked that Senate Bill No. 580 be called from the Calendar at this time.

SENATE BILL NO. 580—
BY SENATOR AMEDEE

AN ACT

To enact R.S. 37:3276.1, relative to professions and occupations; to provide relative to private security companies; to provide suitability requirements for licensees; to provide procedures for application to the board; to require certain persons to meet suitability requirements; and to provide for related matters.

On motion of Senator Amedee, the bill was read by title and withdrawn from the files of the Senate.

Called from the Calendar

Senator Jackson asked that Senate Bill No. 486 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 486—
BY SENATOR JACKSON

AN ACT

To enact R.S. 39:2(49) and 36(A)(6), relative to the contents and format of the executive budget; to provide for certain comparative statements; to provide for an effective date; and to provide for related matters.

The bill was read by title. Senator Jackson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Total - 38		

NAYS

Total - 0

ABSENT

McPherson
Total - 1

The Chair declared the bill was passed. The title was read and

adopted. Senator Jackson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**House Concurrent Resolutions
on Second Reading
Reported by Committees**

The following House Concurrent Resolutions reported by Committees were taken up and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 5—
BY REPRESENTATIVE GRAY

A CONCURRENT RESOLUTION

To urge and request the House Committee on Administration of Criminal Justice and the Senate Committee on Judiciary B to meet and function as a joint committee to study and recommend policy directives for the state of Louisiana regarding issues related to juvenile competency, which may include the implementation of a pilot project to develop a process of competency determination, restoration, and mental health intervention, recommendations for a plan of statewide implementation, and determination of the cost of implementation.

Reported favorably by the Committee on Judiciary B.

The resolution was read by title. Senator Jackson moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Total - 38		

NAYS

Total - 0

ABSENT

McPherson
Total - 1

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 34—

BY REPRESENTATIVE GARY SMITH

A CONCURRENT RESOLUTION

To direct the Department of Environmental Quality and the office of environmental education to cooperate with Keep Louisiana Beautiful, Incorporated to conduct a campaign to educate the public to prevent cigarette litter.

Reported favorably by the Committee on Environmental Quality.

The resolution was read by title. Senator Chaisson moved to concur in the House Concurrent Resolution.

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ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Dupre, Marionneaux. Lists names like Mr. President, Adley, Amedee, Bajois, Barham, Boasso, Broome, Cain, Chaisson, Cheek, Cravins, Dardenne, Duplessis, and totals.

NAYS

Total - 0

ABSENT

McPherson
Total - 1

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 69—

BY REPRESENTATIVES BURRELL AND GALLOT

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study and make recommendations relative to organizing and improving the procedures for the sale of tax adjudicated properties and to recommend procedures that will insure merchantable title of tax adjudicated properties.

Reported favorably by the Committee on Judiciary A.

The resolution was read by title. Senator Jackson moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Dupre, Marionneaux. Lists names like Mr. President, Adley, Amedee, Bajois, Barham, Boasso, Broome, Cain, Chaisson, Cheek, Cravins, Dardenne, Duplessis, and totals.

NAYS

Total - 0

ABSENT

McPherson
Total - 1

The Chair declared the Senate had concurred in the House

Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 143—

BY REPRESENTATIVE BOWLER

A CONCURRENT RESOLUTION

To urge and request property and casualty insurers to waive any provisions in their policies which limit the time for filing suit against the insurer to twelve months or one year when filing suit on a property damage claim resulting from Hurricane Katrina or Rita.

Reported favorably by the Committee on Judiciary A.

The resolution was read by title. Senator Lentini moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Dupre, Marionneaux. Lists names like Mr. President, Adley, Amedee, Bajois, Barham, Boasso, Broome, Cain, Chaisson, Cheek, Cravins, Dardenne, Duplessis, and totals.

NAYS

Total - 0

ABSENT

McPherson
Total - 1

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 227—

BY REPRESENTATIVE WALSWORTH

A CONCURRENT RESOLUTION

To urge and request the governor, the lieutenant governor, the attorney general, the Department of Environmental Quality, the Department of Natural Resource, and the Department of Wildlife and Fisheries to participate in and monitor the activities related to the proposed permitting of the El Dorado Wastewater Effluent Pipeline.

Reported favorably by the Committee on Environmental Quality.

The resolution was read by title. Senator Kostelka moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Dupre, Marionneaux. Lists names like Mr. President, Adley, Amedee, Bajois, Barham, and totals.

Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	

Total - 38

NAYS

Total - 0

ABSENT

McPherson
Total - 1

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

Rules Suspended

Senator N. Gautreaux asked for and obtained a suspension of the rules for the purpose of taking up at this time.

**Senate Bills and Joint Resolutions
Returned from the House
of Representatives with Amendments,
Subject to Call**

The following Senate Bills and Joint Resolutions returned from the House of Representatives with amendments, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator N. Gautreaux asked that Senate Bill No. 573 be called from the Calendar at this time.

SENATE BILL NO. 573—
BY SENATOR N. GAUTREAU
AN ACT

To enact R.S. 3:4617(F), relative to the Louisiana Weights and Measures Law; to provide for the commercial use of the terms "Cajun" and "Louisiana Creole"; to provide the legislative determinations; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Conforming amendments proposed by Representative St. Germain to Reengrossed Senate Bill No. 573 by Senator N. Gautreaux (Duplicate of House Bill No. 1102)

AMENDMENT NO. 1

On page 1, line 2, after "to the" delete the remainder of the line, delete line 3 in its entirety, and on line 4, delete "legislative determinations;" and insert the following:

"use of the term "cajun"; to provide relative to the definition of "cajun"; to provide when the term "cajun" can be used when describing consumer goods;"

AMENDMENT NO. 2

On page 1, line 9, after "legislature" delete the remainder of the line and delete line 10 in its entirety and insert "finds that the term "cajun" is a term that when used in commerce in connection with goods, including agricultural goods and services, refers to the unique and"

AMENDMENT NO. 3

On page 1, line 11, after "in," change "are" to "is" and at the end of the line change "have" to "has"

AMENDMENT NO. 4

On page 1, line 13, after "legislature" delete the remainder of the line and insert "finds that the term"

AMENDMENT NO. 5

On page 1, line 14, delete ""Cajun" and "Louisiana Creole."" and insert ""cajun.,"

AMENDMENT NO. 6

On page 1, line 15, after "services" delete the remainder of the line and delete lines 16 and 17 in their entirety and insert a comma "," and the following:

"that do not originate in, are not substantially connected with, or are not substantially transformed in the state of Louisiana, is geographically deceptive and is likely to cause confusion, mistake, or deception as to the origin, sponsorship, affiliation, connection, or approval of said goods or services in, by, with, or of the state of Louisiana."

AMENDMENT NO. 7

On page 2, delete lines 1 through 13 in their entirety

AMENDMENT NO. 8

On page 2, delete lines 14 through 16 in their entirety and insert the following:

"(3) No person shall in commerce use the term "cajun", or any"

AMENDMENT NO. 9

On page 2, line 17, after "manner" delete the remainder of the line and insert the following:

"which:
(a) Is likely to cause"

AMENDMENT NO. 10

On page 2, line 18, after "confusion," delete "or"

AMENDMENT NO. 11

On page 2, line 21, after "state of" delete the remainder of the line and insert the following:

"Louisiana.
(b) In"

Senator N. Gautreaux moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	

Total - 38

NAYS

Total - 0

ABSENT

McPherson
Total - 1

The Chair declared the amendments proposed by the House

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were rejected. Senator N. Gautreaux moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

Mr. President in the Chair

House Bills and Joint Resolutions on Third Reading and Final Passage

The following House Bills and Joint Resolutions on Third Reading and Final Passage were taken up and acted upon as follows:

HOUSE BILL NO. 5—

BY REPRESENTATIVE SALTER AN ACT

To amend and reenact R.S. 8:78, relative to the Louisiana Cemetery Board; to provide for exemption from board authority; and to provide for related matters.

The bill was read by title. Senator Smith moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Dupre, Marionneaux, Adley, Ellington, Michot, Amedee, Fields, Mount, Bajoie, Fontenot, Murray, Barham, Gautreaux B, Nevers, Boasso, Gautreaux N, Quinn, Broome, Heitmeier, Romero, Cain, Hollis, Schedler, Chaisson, Jackson, Shepherd, Cheek, Jones, Smith, Cravins, Kostelka, Theunissen, Dardenne, Lentini, Ullo, Duplessis, Malone

Total - 38

NAYS

Total - 0

ABSENT

McPherson

Total - 1

The Chair declared the bill was passed. The title was read and adopted. Senator Smith moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 39—

BY REPRESENTATIVE R. CARTER AN ACT

To enact R.S. 33:2721.15, relative to the parish of St. Helena; to authorize the governing authority of the parish to levy and collect an additional sales and use tax; to provide for the purpose of the tax; to provide for voter approval; and to provide for related matters.

The bill was read by title. Senator Nevers moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Ellington, Marionneaux

Table with 3 columns: Adley, Fields, Michot, Amedee, Fontenot, Mount, Bajoie, Gautreaux B, Murray, Barham, Gautreaux N, Nevers, Boasso, Heitmeier, Quinn, Broome, Hollis, Romero, Cain, Jackson, Schedler, Chaisson, Jones, Shepherd, Cravins, Kostelka, Smith, Duplessis, Lentini, Theunissen, Dupre, Malone, Ullo

Total - 36

NAYS

Total - 0

ABSENT

Table with 3 columns: Cheek, Dardenne, McPherson

Total - 3

The Chair declared the bill was passed. The title was read and adopted. Senator Nevers moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 177—

BY REPRESENTATIVE SMILEY AN ACT

To enact R.S. 49:155.6, relative to state symbols; to require the state poem to be "I Love My Louisiana" by James Ellis Richardson; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and returned to the Calendar, subject to call.

HOUSE BILL NO. 204—

BY REPRESENTATIVE HUNTER AN ACT

To enact R.S. 40:2009.4.1, relative to nursing homes; to require the installation of supervised automatic fire sprinkler systems; to provide for the offset of costs; to provide for violations; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and returned to the Calendar, subject to call.

HOUSE BILL NO. 226—

BY REPRESENTATIVE K. CARTER AN ACT

To amend and reenact R.S. 22:193(A), relative to viatical settlements; to provide relative to the annual statement of viatical settlement transactions required to be submitted to the commissioner of insurance; and to provide for related matters.

The bill was read by title. Senator Cravins moved the final passage of the bills.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Dupre, Marionneaux, Adley, Ellington, Michot, Amedee, Fields, Mount, Bajoie, Fontenot, Murray, Barham, Gautreaux B, Nevers, Boasso, Gautreaux N, Quinn, Broome, Heitmeier, Romero, Cain, Hollis, Schedler, Chaisson, Jackson, Shepherd, Cheek, Jones, Smith, Cravins, Kostelka, Theunissen, Dardenne, Lentini, Ullo

Duplessis
Total - 38

Malone

NAYS

Total - 0

ABSENT

McPherson
Total - 1

The Chair declared the bill was passed. The title was read and adopted. Senator Cravins moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 241—

BY REPRESENTATIVE DURAND
AN ACT

To amend and reenact R.S. 13:3715.1(J), relative to medical records; to add the Louisiana State Board of Physical Therapy Examiners to the list of health care provider licensing boards which are exempt from notice when subpoenaing records; and to provide for related matters.

The bill was read by title. Senator Cravins moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneau
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	

Total - 38

NAYS

Total - 0

ABSENT

McPherson
Total - 1

The Chair declared the bill was passed. The title was read and adopted. Senator Cravins moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 251—

BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 22:191.1(C), relative to viatical settlements; to provide for an annual expiration date for a license as a viatical settlement provider, broker, or investment agent; to provide otherwise with respect to renewal of such licenses; to provide relative to the annual statement required of licensees; and to provide for related matters.

The bill was read by title. Senator Cravins moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneau
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	

Total - 38

NAYS

Total - 0

ABSENT

McPherson
Total - 1

The Chair declared the bill was passed. The title was read and adopted. Senator Cravins moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 456—

BY REPRESENTATIVE HEBERT
AN ACT

To enact R.S. 22:1478, relative to property or casualty insurance; to require that certain bills sent by an insurer to its policyholder for an insurance premium identify the property upon which the premium is due; and to provide for related matters.

The bill was read by title. Senator Cravins moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneau
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	

Total - 38

NAYS

Total - 0

ABSENT

McPherson
Total - 1

The Chair declared the bill was passed. The title was read and adopted. Senator Cravins moved to reconsider the vote by which the bill was passed and laid the motion on the table.

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HOUSE BILL NO. 479—
BY REPRESENTATIVE FARRAR
AN ACT

To amend and reenact R.S. 22:1410(A)(1) and 2092.2(17)(b)(vi) and to enact R.S. 22:1409(G)(2)(e) and 2092.5.1, relative to title insurance; to provide for contents of title opinions; to authorize a certain organization to make filings for their members; to provide title insurers the ability to seek permission to file a deviation from certain rates; and to provide for related matters.

Floor Amendments Sent Up

Senator Cravins sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Duplessis to Reengrossed House Bill No. 479 by Representative Farrar

AMENDMENT NO. 1

In Senate Committee Amendment No. 2, proposed by the Senate Committee on Insurance and adopted by the Senate on June 1, 2006, on page 1, line 8 after "purpose" insert "associated with ratemaking"

AMENDMENT NO. 2

In Senate Committee Amendment No. 2, proposed by the Senate Committee on Insurance and adopted by the Senate on June 1, 2006, on page 1, at the end of line 9, after "plan." add the following:

"Notwithstanding the foregoing, nothing in this Section shall be construed to constrain access to the books and records of any title insurer doing business in the state of Louisiana by the commissioner of the Department of Insurance."

AMENDMENT NO. 3

On page 3, line 18, after "discriminatory." delete the remainder of the line and delete lines 19 through 22 in their entirety.

On motion of Senator Cravins, the amendments were adopted.

The bill was read by title. Senator Cravins moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Ellington Michot
Adley Fields Mount
Amedee Fontenot Murray
Bajoie Gautreaux B Nevers
Barham Gautreaux N Quinn
Boasso Heitmeier Romero
Broome Hollis Schedler
Cain Jackson Shepherd
Chaisson Jones Smith
Cheek Kostelka Theunissen
Cravins Lentini Ullo
Duplessis Malone
Dupre Marionneaux
Total - 37

NAYS

Total - 0

ABSENT

Dardenne McPherson
Total - 2

The Chair declared the amended bill was passed. The title was read and adopted. Senator Cravins moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Personal Privilege

Senator Cain asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had voted in error on House Bill No. 479. He voted yea on the bill and had intended to vote nay. He asked that the Official Journal so state.

HOUSE BILL NO. 510—
BY REPRESENTATIVE BARROW
AN ACT

To enact R.S. 40:5.5.1, relative to food service establishments; to require posting of signs at self-service buffets; and to provide for related matters.

The bill was read by title. Senator Broome moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dupre Michot
Adley Ellington Mount
Amedee Fields Murray
Bajoie Fontenot Nevers
Barham Gautreaux B Quinn
Boasso Gautreaux N Romero
Broome Heitmeier Schedler
Cain Hollis Shepherd
Chaisson Jackson Smith
Cheek Lentini Theunissen
Cravins Malone Ullo
Duplessis Marionneaux

Total - 35

NAYS

Total - 0

ABSENT

Dardenne Kostelka
Jones McPherson
Total - 4

The Chair declared the bill was passed. The title was read and adopted. Senator Broome moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 517—
BY REPRESENTATIVE K. CARTER
AN ACT

To enact R.S. 22:1078(B)(22), relative to fees collected by the commissioner of insurance; to provide for a fee for the acceptance of service of process when appointed as agent for a nonresident licensee or a foreign or alien entity; and to provide for related matters.

The bill was read by title. Senator Cravins moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Ellington Michot
Adley Ellington Mount
Amedee Fields Murray
Bajoie Fontenot Nevers
Barham Gautreaux B Quinn
Boasso Gautreaux N Romero
Broome Heitmeier Schedler
Hollis

Cain	Jackson	Shepherd
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Cravins	Lentini	Ullo
Duplessis	Malone	
Dupre	Marionneaux	
Total - 37		

NAYS

Total - 0

ABSENT

Dardenne	McPherson
Total - 2	

The Chair declared the bill was passed. The title was read and adopted. Senator Cravins moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 578—
BY REPRESENTATIVE HAMMETT
AN ACT

To enact R.S. 47:1520.1, relative to electronically filed state tax returns; to require taxpayers filing for a state individual income tax refund using a Federal/State E-file Program to direct deposit the state tax refund when the federal tax refund is directly deposited; to provide for an effective date; and to provide for related matters.

The bill was read by title. Senator Mount moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Michot
Adley	Fields	Mount
Amedee	Fontenot	Murray
Bajoie	Gautreaux B	Nevers
Barham	Gautreaux N	Quinn
Boasso	Heitmeier	Romero
Broome	Hollis	Schedler
Cain	Jackson	Shepherd
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Cravins	Lentini	Ullo
Duplessis	Malone	
Dupre	Marionneaux	
Total - 37		

NAYS

Total - 0

ABSENT

Dardenne	McPherson
Total - 2	

The Chair declared the bill was passed. The title was read and adopted. Senator Mount moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 699—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To enact Chapter 10-A of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:1356 through 1368, relative to cable services; to create the "Competitive Cable and Video Services Act"; to provide guidelines for cable and video services; to provide for certificate of franchise authority to be distributed by the secretary of state; to provide for franchise fees associated with cable or video services; to provide for franchise fee audits and dispute resolutions; to provide for the distribution

of these fees; to provide for a prohibition against build-out requirements; to authorize a local governmental subdivision to regulate a certificate holder; to prohibit discrimination with regards to cable or video services; to provide for public, educational, and governmental access channels; and to provide for related matters.

Floor Amendments Sent Up

Senator Hollis sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senators Hollis and Ellington to Engrossed House Bill No. 699 by Representative Montgomery

AMENDMENT NO. 1

On page 4, line 6, after "services" insert "or video services"

AMENDMENT NO. 2

On page 4, line 7, after "information services" insert "but not excluding cable services or video services"

AMENDMENT NO. 3

On page 4, line 13, after "services" insert "or video services"

On motion of Senator Hollis, the amendments were adopted.

Motion to Make Special Order

Senator Cravins moved to make House Bill No. 699 Special Order of the Day No. 1 on Thursday, June 8, 2006, immediately following the Morning Hour.

Senator Ellington objected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Cravins	Mount
Adley	Duplessis	Murray
Barham	Fontenot	Romero
Broome	Gautreaux N	Schedler
Cain	Heitmeier	Shepherd
Chaisson	Marionneaux	Ullo
Total - 18		

NAYS

Amedee	Fields	Malone
Bajoie	Gautreaux B	Michot
Boasso	Hollis	Nevers
Cheek	Jackson	Quinn
Dupre	Kostelka	Smith
Ellington	Lentini	
Total - 17		

ABSENT

Dardenne	McPherson
Jones	Theunissen
Total - 4	

The Chair declared House Bill No. 699 was made Special Order of the Day No. 1 on Thursday, June 8, 2006.

Senator N. Gautreaux in the Chair

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HOUSE BILL NO. 742—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 40:1730.27(B), 1730.35(A) and (C), and 1730.36, relative to state building codes; to provide for effective period of emergency provisions; to provide for application process; to provide for registration; and to provide for related matters.

On motion of Senator Hollis, the bill was read by title and returned to the Calendar, subject to call.

HOUSE BILL NO. 791—

BY REPRESENTATIVES LANCASTER, SMILEY, ALARIO, DEWITT, DORSEY, HAMMETT, JEFFERSON, RICHMOND, RITCHIE, AND SALTER AND SENATORS BAJOIE, HINES, MOUNT, AND NEVERS

AN ACT

To amend and reenact R.S. 17:2047(B) and 2048(C), R.S. 23:1871(O) and (P), R.S. 25:1223(E) and 1224(A)(introductory paragraph) and (13), R.S. 37:1005(B), and R.S. 46:2674(A)(2), to enact R.S. 36:209(H)(3) and 259(D), and to repeal Part X of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3:551.81 through 551.85, R.S. 23:103 and 1871(C)(13) and (G)(2), R.S. 25:1222(C) and 1223.1, Chapter 30 of Title 25 of the Louisiana Revised Statutes of 1950, comprised of R.S. 25:1261 through 1264, Part I of Chapter 6 of Title 30 of the Louisiana Revised Statutes of 1950, comprised of R.S. 30:401, Chapter 27 of Title 34 of the Louisiana Revised Statutes of 1950, comprised of R.S. 34:2351 through 2357, R.S. 36:109(G)(2), 209(I), (R), (T), and (Y), 239(C), 259(E)(22) and (HH), 309(H), 359(H), 629(E)(2), 744(K), 802.13, 802.20, and 919.5, Subpart C of Part III of Chapter 11 of Title 37 of the Louisiana Revised Statutes of 1950, comprised of R.S. 37:1007, R.S. 38:291(J) and 421(I), Chapter 15 of Title 41 of the Louisiana Revised Statutes of 1950, comprised of R.S. 41:1751 through 1753, Chapter 8-I of Title 45 of the Louisiana Revised Statutes of 1950, comprised of R.S. 45:844.21 through 844.25, R.S. 46:2675, Chapter 7 of Subtitle III of Title 47 of the Louisiana Revised Statutes of 1950, comprised of R.S. 47:2341 through 2347, Part VI-D of Chapter 1 of Title 48 of the Louisiana Revised Statutes of 1950, comprised of R.S. 48:109.1, R.S. 49:229.1, Chapter 40 of Title 51 of the Louisiana Revised Statutes of 1950, comprised of R.S. 51:2401 through 2406, and Act No. 319 of the 1977 Regular Session of the Legislature, relative to boards, commissions, districts, authorities, and like entities; to abolish certain boards, commissions, districts, authorities, and like entities; to remove references to, provisions for, and the powers, functions, and duties of the Louisiana Pork Promotion Board; to remove references to and provisions for the Louisiana-Mississippi Tangipahoa River Waterway Compact; to remove references to, provisions for, and the powers, functions, and duties of the Grant Parish Port Commission; to remove references to, provisions for, and the powers, functions, and duties of the Nursing Supply and Demand Commission; to remove references to, provisions for, and the powers, functions, and duties of the North Bossier Levee District; to remove references to, provisions for, and the powers, functions, and duties of the 211 Planning Advisory Board, including certain duties of the Public Service Commission relative to the study of and reports relative to a 211 information and referral system; to remove references to, provisions for, and the powers, functions, and duties of the Louisiana Advisory Committee on Assisted Living; to remove references to, provisions for, and the powers, functions, and duties of the Education Facilities Trust Fund District and its board of trustees; to remove references to, provisions for, and the powers, functions, and duties of the Louisiana Private Employment Service Advisory Council; to remove references to, provisions for, and the powers, functions, and duties of the Louisiana Purchase Commemorative Act Commission; to remove certain references to the Louisiana Biomedical Research and Development Park Commission and the Louisiana Litter Reduction and Public Action Commission; to remove references to, provisions for, and the powers, functions, and duties of the Atchafalaya Trace Advisory Board; to remove references to, provisions for, and the powers,

functions, and duties of the Eastern New Orleans Interstate Oversight Commission; to remove references to, provisions for, and the powers, functions, and duties of the First Stop Shop Coordinating Council; to remove references to, provisions for, and the powers, functions, and duties of the Manchac Parkway and its commission; to remove references to, provisions for, and the powers, functions, and duties of the Red River Development Council; to remove provisions for the Pointe Coupee-West Feliciana Bridge, Ferry, and Tunnel Authority; to abolish the Louisiana Unmarked Burial Sites Board and provide that its powers, duties, functions, and responsibilities are transferred to the secretary of the Department of Culture, Recreation and Tourism; to abolish the Rural Health Care Authority and provide that its powers, duties, functions, and responsibilities are transferred to the secretary of the Department of Health and Hospitals; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and returned to the Calendar, subject to call.

HOUSE BILL NO. 914—

BY REPRESENTATIVE TOOMY

AN ACT

To amend and reenact R.S. 22:658(A)(1), relative to payment and adjustment of claims; to provide for the payment of claims; to provide for the notification of insurance producers; and to provide for related matters.

The bill was read by title. Senator Lentini moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Michot
Adley	Fields	Mount
Amedee	Fontenot	Murray
Bajoie	Gautreaux B	Nevers
Barham	Gautreaux N	Quinn
Boasso	Heitmeier	Romero
Broome	Hollis	Schedler
Cain	Jackson	Shepherd
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Cravins	Lentini	Ullo
Duplessis	Malone	
Dupre	Marionneaux	

NAYS

Total - 0

ABSENT

Dardenne	McPherson
Total - 2	

The Chair declared the bill was passed. The title was read and adopted. Senator Lentini moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 934—

BY REPRESENTATIVES QUEZAIRE, BOWLER, AND HUTTER

AN ACT

To amend and reenact R.S. 32:863(B)(3), (C), and (D)(1) and to enact R.S. 32:863(E), relative to compulsory motor vehicle liability security; to provide for sanctions; to provide for exceptions due to natural disaster; and to provide for related matters.

The bill was read by title. Senator Ellington moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Michot
Adley	Fields	Mount
Amedee	Fontenot	Murray
Bajoie	Gautreaux B	Nevers
Barham	Gautreaux N	Quinn
Boasso	Heitmeier	Romero
Broome	Hollis	Schedler
Cain	Jackson	Shepherd
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Cravins	Lentini	Ullo
Duplessis	Malone	
Dupre	Marionneaux	
Total - 37		

NAYS

Total - 0

ABSENT

Dardenne	McPherson
Total - 2	

The Chair declared the bill was passed. The title was read and adopted. Senator Ellington moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1001—

BY REPRESENTATIVE GRAY AND SENATOR SCHEDLER
AN ACT

To amend and reenact R.S. 39:461.1(A)(2) and to enact Chapter 61 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2771, relative to health care finance; to establish the Care for Evacuated Patients Program to be administered by the Department of Health and Hospitals; to provide a method of payment for the provision of medical care by nonstate hospitals with respect to certain patients who have been evacuated from a state hospital; to provide for the maximum amount and duration of such payments; to require submission of statements of costs for services to the secretary of the Department of Health and Hospitals; to provide for submission of a request for funding the payment of such costs to the Interim Emergency Board; and to provide for related matters.

The bill was read by title. Senator Bajoie moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Michot
Adley	Fields	Mount
Amedee	Fontenot	Murray
Bajoie	Gautreaux N	Nevers
Barham	Heitmeier	Quinn
Boasso	Hollis	Romero
Broome	Jackson	Schedler
Cain	Jones	Shepherd
Chaisson	Kostelka	Smith
Cheek	Lentini	Theunissen
Duplessis	Malone	Ullo
Dupre	Marionneaux	
Total - 35		

NAYS

Total - 0

ABSENT

Cravins	Gautreaux B
Dardenne	McPherson
Total - 4	

The Chair declared the bill was passed. The title was read and adopted. Senator Bajoie moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1090—

BY REPRESENTATIVE FAUCHEUX
AN ACT

To enact R.S. 47:2420(F), relative to the state inheritance tax; to provide that no interest shall be assessed on certain delinquent taxes; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and returned to the Calendar, subject to call.

HOUSE BILL NO. 1141—

BY REPRESENTATIVES HEBERT AND SCALISE
AN ACT

To amend and reenact R.S. 22:1430.12(A)(1), relative to insurance rates for certain policies; to exempt certain coverages from certain requirements for rates for policies offered by the Louisiana Citizens Property Insurance Corporation; and to provide for related matters.

On motion of Senator Cain, the bill was read by title and returned to the Calendar, subject to call.

HOUSE BILL NO. 1175—

BY REPRESENTATIVE SALTER AND SENATOR HINES
AN ACT

To amend and reenact R.S. 47:511.1(A) and to enact R.S. 11:607, relative to registration of vehicles; to provide relative to temporary permits authorizing the operation of trucks owned by residents of states which do not have a reciprocity agreement with Louisiana; to increase the fee for issuance of temporary permits authorizing the operation of such trucks on Louisiana highways; to provide relative to the terms of such temporary permits; to increase the number of hours the temporary permits authorize the operation of such trucks on Louisiana highways; to create the Department of Public Safety and Corrections Police Officer Fund; to provide for the use of such monies; and to provide for related matters.

Floor Amendments Sent Up

Senator Ellington sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ellington to Reengrossed House Bill No. 1175 by Representative Salter

AMENDMENT NO. 1

On page 2, line 9 change "seventy-two" to "forty-eight"

On motion of Senator Ellington, the amendments were adopted.

The bill was read by title. Senator Hines moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

June 7, 2006

YEAS

Mr. President	Dupre	Malone
Adley	Ellington	Marionneaux
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Schedler
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Duplessis	Lentini	Ullo

Total - 36

NAYS

Total - 0

ABSENT

Dardenne	McPherson	Romero
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Total - 3

The Chair declared the amended bill was passed. The title was read and adopted. Senator Hines moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1185—

BY REPRESENTATIVES DOVE, BALDONE, BURRELL, CRAVINS, CROWE, CURTIS, DORSEY, DOWNS, DURAND, ERDEY, FANNIN, FAUCHEUX, FRITH, GEYMAN, HEBERT, LABRUZZO, LANCASTER, MCDONALD, ODINET, PITRE, T. POWELL, RITCHIE, GARY SMITH, JACK SMITH, JANE SMITH, STRAIN, TOWNSEND, TRAHAN, WADDELL, AND WHITE AND SENATORS DUPRE AND N. GAUTREAU

AN ACT

To enact R.S. 40:1730.23(D), relative to local enforcement of building codes; to provide for plans stamped by an architect or engineer; to provide for an effective period; and to provide for related matters.

The bill was read by title. Senator Dupre moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Fields	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Schedler
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Duplessis	Lentini	Ullo
Dupre	Malone	
Ellington	Marionneaux	

Total - 34

NAYS

Total - 0

ABSENT

Mr. President	Dardenne	Romero
Cain	McPherson	

Total - 5

The Chair declared the bill was passed. The title was read and adopted. Senator Dupre moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1193—

BY REPRESENTATIVES BALDONE, KATZ, AND MCDONALD AND SENATORS CHEEK AND DUPRE

AN ACT

To amend and reenact Children's Code Article 1131(E)(1), relative to adoptions; to authorize state police to conduct records checks; and to provide for related matters.

The bill was read by title. Senator Dupre moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Fields	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Duplessis	Lentini	Theunissen
Dupre	Malone	Ullo
Ellington	Marionneaux	

Total - 35

NAYS

Total - 0

ABSENT

Mr. President	Dardenne
Cain	McPherson

Total - 4

The Chair declared the bill was passed. The title was read and adopted. Senator Dupre moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1205—

BY REPRESENTATIVES ST. GERMAIN AND BURNS

AN ACT

To amend and reenact R.S. 42:1123(36)(a), relative to ethics; to provide for the amount of certain specified disaster aid or relief a public employee is allowed to receive; and to provide for related matters.

The bill was read by title. Senator Dupre moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Ellington	Marionneaux
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Duplessis	Lentini	Theunissen
Dupre	Malone	Ullo

Total - 36

NAYS

Total - 0

ABSENT

Mr. President Dardenne McPherson
Total - 3

The Chair declared the bill was passed. The title was read and adopted. Senator Dupre moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1241—
BY REPRESENTATIVE BALDONE AND SENATOR DUPRE
AN ACT

To enact R.S. 44:4(41), relative to information pertaining to the credit card of a public body; to make confidential information related to a credit card issued to a public body that would enable a third person to use the credit card or access the credit card account; and to provide for related matters.

The bill was read by title. Senator Dupre moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Ellington	Marionneaux
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Duplessis	Lentini	Theunissen
Dupre	Malone	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Mr. President Dardenne McPherson
Total - 3

The Chair declared the bill was passed. The title was read and adopted. Senator Dupre moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1272—
BY REPRESENTATIVE JOHNS
AN ACT

To enact R.S. 22:1478, relative to property insurance; to provide for insurer-produced written catastrophe response plans; to provide that the catastrophe plan describe each insurer's response to catastrophes affecting insureds; and to provide for related matters.

The bill was read by title. Senator Cain moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Ellington	Marionneaux
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Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Duplessis	Lentini	Theunissen
Dupre	Malone	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Mr. President Dardenne McPherson
Total - 3

The Chair declared the bill was passed. The title was read and adopted. Senator Cain moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1298—
BY REPRESENTATIVES DOVE, BALDONE, BAYLOR, BOWLER, BURRELL, R. CARTER, CURTIS, DARTEZ, DORSEY, FANNIN, FAUCHEUX, FRITH, HEBERT, JOHNS, LABRUZZO, MCDONALD, MORRISH, PITRE, T. POWELL, SCHNEIDER, JACK SMITH, JANE SMITH, TOWNSEND, TRAHAN, TRICHE, WALKER, AND WHITE AND SENATOR DUPRE
AN ACT

To amend and reenact R.S. 40:1730.23(C), relative to enforcement of building codes by third-party providers who contract with a parish or municipality; to provide for limitation of liability; and to provide for related matters.

The bill was read by title. Senator Dupre moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Hollis	Romero
Cain	Jackson	Schedler
Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Cravins	Lentini	Theunissen
Duplessis	Malone	Ullo
Dupre	Marionneaux	
Total - 35		

NAYS

Total - 0

ABSENT

Mr. President Heitmeier
Dardenne McPherson
Total - 4

The Chair declared the bill was passed. The title was read and adopted. Senator Dupre moved to reconsider the vote by which the bill was passed and laid the motion on the table.

June 7, 2006

HOUSE BILL NO. 1328—
BY REPRESENTATIVE KATZ
AN ACT

To amend and reenact Section 2 of Act No. 1118 of the 1995 Regular Session of the Legislature, relative to tax increment financing; to provide that the prohibition regarding the use of state sales tax increments shall not apply to a project expansion or extension of the use of state sales tax for certain economic development projects or programs; and to provide for related matters.

The bill was read by title. Senator Kostelka moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Ellington	Marionneau
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Duplessis	Lentini	Theunissen
Dupre	Malone	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Mr. President	Dardenne	McPherson
Total - 3		

The Chair declared the bill was passed. The title was read and adopted. Senator Kostelka moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1368— (Substitute for House Bill No. 790 by Representative Labruzzo)
BY REPRESENTATIVE LABRUZZO
AN ACT

To enact R.S. 22:1477(B)(5), relative to homeowners' insurance; to provide for disclosure of the possibility of increasing the deductible and lowering the potential cost paid; and to provide for related matters.

The bill was read by title. Senator Quinn moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Michot
Adley	Fields	Mount
Amedee	Fontenot	Murray
Bajoie	Gautreaux B	Nevers
Barham	Gautreaux N	Quinn
Boasso	Heitmeier	Romero
Broome	Hollis	Schedler
Cain	Jackson	Shepherd
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Cravins	Lentini	Ullo

Duplessis	Malone
Dupre	Marionneau
Total - 37	
NAYS	

Total - 0	
ABSENT	

Dardenne	McPherson
Total - 2	

The Chair declared the bill was passed. The title was read and adopted. Senator Quinn moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1370— (Substitute for House Bill No. 1099 by Representative Gray)

BY REPRESENTATIVE GRAY
AN ACT

To enact Subpart D-1 of Part II of Chapter 3 of Title 46 of the Louisiana Revised Statutes of 1950 to be comprised of R.S. 46:286.2 through 286.4, relative to the Foster Parents' Bill of Rights; to provide for purpose; to provide for the rights of foster parents; and to provide for related matters.

The bill was read by title. Senator Bajoie moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Malone
Adley	Ellington	Marionneau
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Cravins	Kostelka	Ullo
Duplessis	Lentini	
Total - 35		

NAYS

Total - 0

ABSENT

Dardenne	Michot
McPherson	Shepherd
Total - 4	

The Chair declared the bill was passed. The title was read and adopted. Senator Bajoie moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1380— (Substitute for House Bill No. 1181 by Representative LaBruzzo)

BY REPRESENTATIVE LABRUZZO
AN ACT

To enact R.S. 8:655(C) and (D) and R.S. 37:876(F) and (G), relative to funeral homes; to provide for a child's right to view the body of a deceased parent; to provide for exceptions; to provide for a civil action; and to provide for related matters.

On motion of Senator Hollis, the bill was read by title and returned to the Calendar, subject to call.

Rules Suspended

Senator Ullo asked for and obtained a suspension of the rules for the purpose of reverting to the Morning Hour.

Appointment of Conference Committee on House Bill No. 824

The President of the Senate appointed on the Conference Committee on House Bill No. 824 the following members of the Senate: Senators Malone, N. Gautreaux and Romero.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

DISAGREEMENT TO HOUSE BILL

June 7, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 1010 by Representative Gary Smith, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Gary Smith, Quezaire and Baldone.

Respectfully submitted,
ALFRED W. SPEER

Clerk of the House of Representatives

Introduction of Senate Resolutions

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Resolutions a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 108—
BY SENATOR BROOME

A RESOLUTION

To commend and salute the Patient Relations Section of the Health Care Services Division and the individual patient representatives whose work has made the section a success.

On motion of Senator Broome, the resolution was read by title and adopted.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

June 7, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

HOUSE BILL NO. 370—
BY REPRESENTATIVE DAMICO
AN ACT

To enact R.S. 42:851(Q), relative to state group insurance; to provide with respect to certain contributions for premiums for certain persons taking an early retirement pursuant to Act No. 194 of the 2004 Regular Session of the Legislature; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 728—
BY REPRESENTATIVES LAMBERT, CAZAYOUX, AND MCDONALD
AN ACT

To amend and reenact R.S. 47:481 and to enact Part XI-A of Chapter 1 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:194, relative to certain state highways; to create the State Highway Improvement Fund as a special fund in the state treasury; to provide for the deposit and use of monies in the fund; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1064—
BY REPRESENTATIVE WINSTON
AN ACT

To amend and reenact R.S. 47:103(D), 306(A)(4), 337.18(A)(4) and 1514, relative to extension of time to file returns and pay state taxes; to provide for an extension of time to file returns and pay state taxes; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1400— (Substitute for House Bill No. 880 by Representative Hunter)
BY REPRESENTATIVE HUNTER
AN ACT

To amend and reenact R.S. 23:1203(B) and 1310.3(E) and to enact R.S. 23:1034.3, relative to medical service agreements; to provide for workers' compensation medical provider reimbursement agreements; to provide for definitions; to provide for a compliance date; to provide for required provisions of a valid agreement; to provide for notice of changes; to provide for penalties; to provide for jurisdiction of disputes; and to provide for related matters.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

House Bills and Joint Resolutions

Senator Bajoie asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just received from the House which were taken up, read a first and second time by their titles and acted upon as follows:

HOUSE BILL NO. 370—
BY REPRESENTATIVE DAMICO
AN ACT

To enact R.S. 42:851(Q), relative to state group insurance; to provide with respect to certain contributions for premiums for certain persons taking an early retirement pursuant to Act No. 194 of the 2004 Regular Session of the Legislature; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Insurance.

HOUSE BILL NO. 728—
BY REPRESENTATIVES LAMBERT, CAZAYOUX, AND MCDONALD
AN ACT

To amend and reenact R.S. 47:481 and to enact Part XI-A of Chapter 1 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:194, relative to certain state highways; to create the State Highway Improvement Fund as a special fund in the state treasury; to provide for the deposit and use of monies in the fund; to provide for an effective date; and to provide for related matters.

June 7, 2006

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Finance.

HOUSE BILL NO. 1064—
BY REPRESENTATIVE WINSTON
AN ACT

To amend and reenact R.S. 47:103(D), 306(A)(4), 337.18(A)(4) and 1514, relative to extension of time to file returns and pay state taxes; to provide for an extension of time to file returns and pay state taxes; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 1400— (Substitute for House Bill No. 880 by Representative Hunter)
BY REPRESENTATIVE HUNTER
AN ACT

To amend and reenact R.S. 23:1203(B) and 1310.3(E) and to enact R.S. 23:1034.3, relative to medical service agreements; to provide for workers' compensation medical provider reimbursement agreements; to provide for definitions; to provide for a compliance date; to provide for required provisions of a valid agreement; to provide for notice of changes; to provide for penalties; to provide for jurisdiction of disputes; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Health and Welfare.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

**ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS**

June 7, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 242—
BY REPRESENTATIVE TRICHE
A CONCURRENT RESOLUTION

To authorize and request the Louisiana State Law Institute to study certain issues relating to the co-ownership of property and make recommendations to the legislature prior to the 2007 Regular Session.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

**House Concurrent Resolutions
on First Reading**

The following House Concurrent Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

HOUSE CONCURRENT RESOLUTION NO. 242—
BY REPRESENTATIVE TRICHE
A CONCURRENT RESOLUTION

To authorize and request the Louisiana State Law Institute to study certain issues relating to the co-ownership of property and make recommendations to the legislature prior to the 2007 Regular

Session.

The resolution was read by title; lies over under the rules.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

June 7, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 122—
BY SENATOR AMEDEE AND REPRESENTATIVES CAZAYOUX AND SMILEY
A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Johnny Gale Leveron.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 113—
BY SENATOR MARIONNEAUX AND REPRESENTATIVE CAZAYOUX
A CONCURRENT RESOLUTION

To urge and request the Louisiana Supreme Court, through its Chief Justice, to establish a committee to study attorney advertising and the need and feasibility of creating a standing committee to evaluate such advertising, provide written advisory opinions thereon, develop a handbook on advertising, and recommend amendments to the Rules of Professional Conduct.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 103—
BY SENATOR HINES
A CONCURRENT RESOLUTION

To direct the secretary of the Department of Health and Hospitals to establish a committee to study and develop a methodology to provide needs assessments for federally qualified health centers and freestanding rural health clinics to systematically promote the expansion of primary and preventive health care services, develop and stimulate services provided by others to ensure better access to quality primary health care services, without adversely affecting Louisiana's established rural hospitals, their provider-based rural health clinics and the established medical practices of primary care physicians on the active medical staff of such rural hospital.

Reported with amendments.

SENATE CONCURRENT RESOLUTION NO. 28—
BY SENATORS BOASSO, AMEDEE, BARHAM, CAIN, CHAISSON, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, FONTENOT, N. GAUTREAU, HINES, HOLLIS, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, ROMERO, SCHEDLER, SMITH, THEUNISSEN AND ULLO AND REPRESENTATIVE SCALISE
A CONCURRENT RESOLUTION

To urge and request the governor and the Louisiana Recovery Authority to provide to each member of the legislature seven days before submitting for approval by a committee or by a house of the legislature any instrument which provides for expenditures of ten million dollars or more accurate detailed information explaining the proposal.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 68—
BY SENATOR BARHAM

A CONCURRENT RESOLUTION

To establish and provide for the Louisiana Prescribed Fire Council within the Department of Agriculture and Forestry.

Reported without amendments.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

**Senate Resolutions
on Second Reading, Subject to Call**

The following Senate Resolutions, subject to call, were read and acted upon as follows:

Called from the Calendar

Senator Mount asked that Senate Resolution No. 98 be called from the Calendar at this time.

SENATE RESOLUTION NO. 98—
BY SENATOR MOUNT

A RESOLUTION

Designates Thursday, June 8, 2006, as Girl Scouts Day at the Louisiana State Capitol.

On motion of Senator Mount, the resolution was read by title and adopted.

**House Bills and Joint Resolutions
on Second Reading, Subject to Call**

The following House Bills and Joint Resolutions were read by title and acted upon as follows:

Called from the Calendar

Senator Bajoie asked that House Bill No. 1289 be called from the Calendar at this time.

HOUSE BILL NO. 1289—

BY REPRESENTATIVES MORRELL, ANSARDI, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BURNS, BURRELL, K. CARTER, DANIEL, DARTEZ, DORSEY, FARRAR, FAUCHEUX, FRITH, GLOVER, GRAY, E. GUILLORY, HARRIS, HEATON, HEBERT, HILL, HONEY, HUNTER, JACKSON, JEFFERSON, LAFONTA, MARCHAND, McDONALD, ODINET, PIERRE, QUEZAIRE, RICHMOND, ROMERO, SCHNEIDER, JANE SMITH, ST. GERMAIN, AND TRAHAN
AN ACT

To amend and reenact R.S. 22:629 and to enact R.S. 22:658.3, relative to insurance claims; to provide relative to certain time limitations on actions; to extend the time for filing certain insurance claims for damages arising from hurricane activity; to provide for an emergency effective date; and to provide for related matters.

Under the provisions of Joint Rule No. 5, the bill, which is a duplicate of Senate Bill No. 740, was read by title and referred to the Legislative Bureau.

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

INSURANCE

Senator Cain, Chairman on behalf of the Committee on Insurance, submitted the following report:

June 7, 2006

To the President and Members of the Senate:

I am directed by your Committee on Insurance to submit the following report:

HOUSE BILL NO. 518—
BY REPRESENTATIVE FARRAR
AN ACT

To enact R.S. 22:1078(B)(22), relative to fees collected by the commissioner of insurance; to provide for licensing fees for claims adjusters; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 520—
BY REPRESENTATIVE K. CARTER
AN ACT

To enact R.S. 22:1078(B)(22), relative to fees collected by the commissioner of insurance; to provide for licensing fees for public adjusters; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1056—
BY REPRESENTATIVE FARRAR
AN ACT

To enact Part XXV-F of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1210.71 through 1210.87, relative to the licensure of claims adjusters; to provide for definitions; to provide for a license; to provide for a license application; to provide for resident and nonresident licenses; to provide for limited licenses; to provide for catastrophe or emergency registration; to provide for examinations and exemptions; to provide for reciprocity; to provide for denial, nonrenewal, or revocation of a license; to provide for continuing education; to provide for referrals by insurers; to provide for standards of conduct; to provide for penalties; to provide for powers of the commissioner of insurance; to provide for regulations; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1314—
BY REPRESENTATIVE TOWNSEND
AN ACT

To amend and reenact R.S. 22:191(5)(d) and (e), (14)(introductory paragraph), and (18)(b), 192(A)(5) and (B), 195, and 197(C)(1) and to enact R.S. 22:191(5)(f), 192(C), 197(D)(5), and 200.1, relative to viatical settlements; to provide with respect to definitions; to provide relative to revocation or denial of licensure as a viatical settlement provider, viatical settlement broker, or viatical settlement investment agent; to provide with respect to prohibited practices; to provide relative to fraud prevention and control; to provide for applicability; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1384— (Substitute for House Bill No. 928 by Representative K. Carter)
BY REPRESENTATIVE K. CARTER
AN ACT

To enact Part XXV-F of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1210.71 through 1210.88, and to repeal R.S. 22:1476, relative to insurance adjusters; to provide for the qualification and license requirements of public adjusters; to provide for definitions; to provide for the requirement of a license; to provide for the application for license; to provide for resident and nonresident licenses; to provide for examinations and exemptions; to provide for reciprocity; to provide for denial, nonrenewal, or revocation of a license; to provide for evidence of financial responsibility; to provide for continuing education; to provide for limitations on

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contracts between public adjusters and insureds; to provide for retention of records; to provide for standards of conduct; to provide for penalties; to provide for powers of the commissioner of insurance; to provide for regulations; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
JAMES DAVID CAIN
Chairman

REPORT OF COMMITTEE ON

SENATE AND GOVERNMENTAL AFFAIRS

Senator Jones, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

June 7, 2006

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

SENATE RESOLUTION NO. 21—
BY SENATOR SCHEDLER

A RESOLUTION

To amend and readopt Senate Rule 12.12(A) and (C) of the Rules of Order of the Senate; to provide that the motion to suspend the requirement that the question of consideration of a conference committee report lie over until the next legislative day is a debatable motion and to provide certain procedures for certain limited conference committee reports and other specified reports received on the last day of a session.

Reported favorably.

SENATE RESOLUTION NO. 106—
BY SENATOR DUPRE

A RESOLUTION

To amend and readopt Senate Rule No. 13.4 of the Rules of Order of the Senate; to add Paragraph (18) to such rule, relative to standing committees; to establish the Senate Standing Committee on Coastal Protection and Restoration; and to provide for the jurisdiction of such committee.

Reported with amendments.

SENATE CONCURRENT RESOLUTION NO. 57—
BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To request the Senate Committee on Senate and Governmental Affairs and the House Committee on House and Governmental Affairs to meet and to function as a joint committee to study the process of choosing presidential electors in Louisiana and to include in such study a review of procedures that such electors cast their votes based on the one-person, one-vote premise.

Reported favorably.

SENATE CONCURRENT RESOLUTION NO. 106—
BY SENATOR JONES

A CONCURRENT RESOLUTION

To direct the Department of Public Safety and Corrections to notify inmates under its supervision of the revisions to the laws and regulations relating to the Louisiana Risk Review Panel, good time and diminution of sentence.

Reported with amendments.

SENATE CONCURRENT RESOLUTION NO. 117—
BY SENATOR JONES

A CONCURRENT RESOLUTION

To create the Louisiana Sentencing Practices Commission to study the current and history of sentencing practices of the state and make a report of its findings, together with any recommendations for changes in legislation, to the Louisiana Legislature no later than April 1, 2007.

Reported favorably.

SENATE CONCURRENT RESOLUTION NO. 121—
BY SENATORS HINES AND JONES AND REPRESENTATIVES SALTER AND BRUNEAU

A CONCURRENT RESOLUTION

To adopt Joint Rule No. 20 of the Joint Rules of the Senate and House of Representatives relative to the limitations on the filing and consideration of matters intended to have the effect of law and certain amendments thereto during regular sessions held in odd-numbered years.

Reported favorably.

SENATE BILL NO. 521—
BY SENATOR SHEPHERD

AN ACT

To designate and provide for Louisiana Purchase Day; to provide for the powers, duties, and functions of state departments and agencies related to Louisiana Purchase Day; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 11—
BY REPRESENTATIVE HUNTER

AN ACT

To amend and reenact R.S. 18:463(A)(1)(a), relative to candidates; to provide for the notice of candidacy; to prohibit a candidate from filing multiple notices for the same office; to provide for information listed on the ballot; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 439—
BY REPRESENTATIVE TOWNSEND

AN ACT

To amend and reenact R.S. 1:13 and R.S. 13:3712(A) and to enact R.S. 13:3711 and R.S. 24:177, relative to legislation; to specifically provide that certain elements of a bill are not law; to provide with respect to legislative journals; to provide with respect to audio and video recordings of legislative proceedings; to provide with respect to legislative intent; to define the extent to which certain elements of a bill are considered to determine legislative intent; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 604—
BY REPRESENTATIVES M. POWELL AND LANCASTER

AN ACT

To amend and reenact R.S. 18:402(F)(5), relative to election dates; to eliminate the January election date for bond, tax, and other proposition elections; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 669—
BY REPRESENTATIVE M. POWELL

AN ACT

To amend and reenact R.S. 18:1284(C), relative to proposition elections; to provide for the content of the proposition; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 675—

BY REPRESENTATIVE MCVEA
AN ACT

To enact R.S. 42:1119(B)(2)(a)(v) and (E), relative to nepotism; to allow certain immediate family members of school board members and of superintendents to be promoted to administrative positions in parishes with a population of twenty thousand or less; to allow an immediate family member of an athletic director at a school to be employed as a coach at such school; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 793—

BY REPRESENTATIVE FRITH
AN ACT

To enact R.S. 42:1111(C)(4), relative to completion of certain contracts by an elected official; to provide for an exception to the prohibition against payments for services rendered by a public servant from a prohibited source; to allow an elected official to receive payment for the completion of certain contracts that commenced prior to his initial election to office; to require notice of such contract to the elected official's governmental entity and the Board of Ethics; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1044—

BY REPRESENTATIVES HARRIS, ARNOLD, GALLOT, JEFFERSON, LANCASTER, MONTGOMERY, PITRE, AND SMILEY
AN ACT

To enact R.S. 18:1495.4(H), relative to campaign finance; to provide for the due date of certain campaign finance reports; to provide for an extension of time for candidates in service in the uniformed services; to provide for notice of such service; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1203—

BY REPRESENTATIVE LAFLEUR
AN ACT

To amend and reenact R.S. 42:1102(22)(a)(introductory paragraph), relative to ethics; to provide the definition of "thing of economic value" for the purposes of the Code of Governmental Ethics; to exclude certain pharmaceutical samples, medical devices, medical foods, and infant formulas under certain limited circumstances from such definition; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1239—

BY REPRESENTATIVE WALKER
AN ACT

To amend and reenact R.S. 42:1112(D) and to enact R.S. 42:1120.3, relative to ethics; to provide for the recusal of a member of a parish planning or zoning commission in a parish with a population of less than fifty thousand under certain circumstances; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1291—

BY REPRESENTATIVES ERDEY, R. CARTER, FAUCHEUX, AND WHITE
AN ACT

To enact R.S. 49:155.6, relative to state symbols; to provide the state cajun poem to be "I Am Louisiana" by Paul Ott; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1307—

BY REPRESENTATIVES HUTTER AND LANCASTER
AN ACT

To amend and reenact R.S. 18:402(C), (E)(1)(c) and (2)(c), and (F)(3), 1280.21, and 1280.22(B)(1), relative to the presidential preference primary and elections held at the same time as such primary; to change the dates of the presidential preference primary and elections held at the same time as such primary; to allow for certain municipal primary and general elections to be held on the existing date; to provide relative to the costs incurred in such elections; to require notice to the secretary of state by the municipal governing authority of its decision to avail itself of the existing date; to provide relative to candidate qualifying for the presidential preference primary; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1393— (Substitute for House Bill No. 489 by Representative Jefferson)

BY REPRESENTATIVE JEFFERSON
AN ACT

To enact R.S. 18:135.1, relative to voter registration; to require the secretary of state to examine issues related to changing the close of voter registration and to report to the House and Senate Governmental Affairs Committees whether it would be feasible to change the voter registration deadline; to authorize the secretary of state to develop and implement a plan relative to changing the voter registration deadline if he reports that it is feasible to do so; to require and provide for gubernatorial and legislative approval of such plan prior to implementation; and to provide for related matters.

Reported favorably.

Respectfully submitted,
CHARLES D. JONES
Chairman

**Senate Bills and Joint Resolutions
on Second Reading
Reported by Committees**

Senator Jones asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions just reported by Committees.

SENATE BILL NO. 521—

BY SENATOR SHEPHERD
AN ACT

To designate and provide for Louisiana Purchase Day; to provide for the powers, duties, and functions of state departments and agencies related to Louisiana Purchase Day; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 521 by Senator Shepherd

AMENDMENT NO. 1

On page 1, line 2, after "To" insert "amend and reenact R.S. 1:55(B)(3), to"

AMENDMENT NO. 2

On page 1, line 3, change "state departments and agencies" to "the governor" and after "Day" insert "as a holiday"

AMENDMENT NO. 3

On page 1, delete lines 6 and 7 and insert the following:
"Section 1. R.S. 1: 55(B)(3) to read as follows:

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§55. Days of public rest, legal holidays, and half-holidays

B. Legal holidays shall be observed by the departments of the state as follows:

(2) Robert E. Lee Day, Washington's Birthday, National Memorial Day, Confederate Memorial Day, the Louisiana Purchase Day, and Huey P. Long Day shall be observed only in such manner as the governor may proclaim, considering the pressure of the state's business; however, not more than two such legal holidays shall be proclaimed in any one year, one of which shall be National Memorial Day. Whenever the governor proclaims the Louisiana Purchase Day, such holiday shall be observed in the same manner and using the same procedures as the period during December, 2005, when sales tax were not collected on consumer purchases.

On motion of Senator Jones, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

Senator Jones, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

June 7, 2006

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

The following Senate Bills have been properly enrolled:

SENATE BILL NO. 344— BY SENATOR HOLLIS

AN ACT

To enact R.S. 6:103(B)(11), (12), (13), (14), and (15), relative to the office of financial institutions; to authorize the commissioner of financial institutions to disclose certain information; and to provide for related matters.

SENATE BILL NO. 357— BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 40:1730.23(A) and (C) and 1730.28(A)(1) and (2), relative to the state uniform construction code; to provide for the enforcement of the state uniform construction code by local government; to provide for the responsibilities of local government; to provide for the liability of local government regarding the enforcement of construction codes; to clarify the enforcement responsibilities of the state fire marshal; and to provide for related matters.

SENATE BILL NO. 359— BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 32:361.1(G), relative to motor vehicles; to increase the penalties for violating certain window tinting provisions; and to provide for related matters.

SENATE BILL NO. 373— BY SENATOR HOLLIS

AN ACT

To enact R.S. 6:121.1(D), relative to the office of financial institutions; to provide for the enforcement powers of the commissioner of the office of financial institutions; and to provide for related matters.

SENATE BILL NO. 390— (Duplicate of House Bill No. 483) BY SENATOR ELLINGTON AND REPRESENTATIVE QUEZAIRE AN ACT

To amend and reenact R.S. 48:250.1, relative to the Department of Transportation and Development's structured training program; to provide relative to the requirement that construction and maintenance personnel of the department participate in the structured training program; to require the department to provide notice to employees under certain circumstances; and to provide for related matters.

SENATE BILL NO. 562— BY SENATORS BAJOE, CHEEK, N. GAUTREAUX, HINES, JACKSON, MCPHERSON, MOUNT, NEVERS AND SCHEDLER AND REPRESENTATIVES ALARIO, DEWITT, DORSEY, HAMMETT, JEFFERSON, RICHMOND, RITCHIE AND SALTER AN ACT

To amend and reenact R.S. 28:22.7(B) and R.S. 36:251(C)(1) and 258(F),(G),(H), and (I) and to enact R.S. 36:258(J) and to repeal R.S. 36:254(G), relative to the office of aging and adult services; to place the office within the Department of Health and Hospitals; to transfer the Villa Feliciana Medical Complex to the office of aging and adult services; to provide for the purpose and function of the office of aging and adult services; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 354— BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 47:306(E) and 337.18(D), relative to sales tax returns; to provide relative to the time period in which the submission of state and local sales tax returns may be extended at the discretion of the collector; and to provide for related matters.

SENATE BILL NO. 32— BY SENATOR THEUNISSEN AND REPRESENTATIVE FRITH

AN ACT

To create the Parishwide School District of the Parish of Cameron, State of Louisiana, and provide for its powers and duties; to provide such district with the power to levy for the year 2006 an ad valorem property tax not to exceed ten mills only for the purpose of giving additional support to the school system in the parish; to provide for the ratification of certain acts of a similar district; and to provide for related matters.

SENATE BILL NO. 55— BY SENATOR CAIN

AN ACT

To amend and reenact R.S. 40:1321(E) and to enact R.S. 32:410(A)(5), relative to the office of motor vehicles; to require a method to access emergency contact information on a driver's license or special identification card; and to provide for related matters.

SENATE BILL NO. 57— BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 30:2011(A)(1) and 2052, and to enact R.S. 30:2011(A)(2), 2053(5), and 2054(B)(7), effective July 1, 2007, and to repeal R.S. 30:2011(A)(2), 2053(5), and 2054(B)(7), relative to environmental quality; to remove the jurisdiction of Department of Environmental Quality relative to the regulation of noise pollution; and to provide for related matters.

SENATE BILL NO. 78— BY SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 31:11, relative to minerals; to provide relative to mineral rights and ownership of land; to provide relative to reservations of mineral rights; to provide relative to correlative rights; to provide relative to transfers of ownership of land; to provide certain requirements, conditions, and terms; and to provide for related matters.

SENATE BILL NO. 79—
BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 30:2195.2(A)(1)(c)(ii), and (3), 2195.4(A), and 2195.10 and to enact R.S. 30:2195.9(A)(6); relative to the Motor Fuels Underground Storage Tank Trust Fund; to provide relative to financial obligations of tank owners for environmental damage resulting from releases; to authorize the Department of Environmental Quality to file liens in lieu of tank owners paying deductibles on underground storage tanks; and to provide for related matters.

SENATE BILL NO. 92—
BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 34:2303, relative to the Red River Waterway District; to provide for membership to the Red River Waterway Commission; to require one member-at-large on the commission; and to provide for related matters.

SENATE BILL NO. 125— (Duplicate of House Bill No. 626)
BY SENATOR DUPRE AND REPRESENTATIVE BALDONE

AN ACT

To amend and reenact R.S. 28:382.2(C) and R.S. 39:1533(A) and to enact R.S. 28:771(G), and Chapter 18 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:871 through 876, and R.S. 36:254(J) and 258(J), relative to human services; to create the South Central Louisiana Human Services Authority; to provide for the powers, duties, and functions of the authority; to create a governing board and provide for membership, powers, duties, and functions; to provide for the transfer of certain powers, duties, and functions from the Department of Health and Hospitals to the authority; to provide for transfer of employees; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 147—
BY SENATOR ELLINGTON AND REPRESENTATIVE MCDONALD

AN ACT

To amend and reenact R.S. 40:1235.2(A)(1) and (3), relative to ambulance providers; to provide relative to licensure of ambulance services; to provide for exceptions; to expand the allowable distance to transport patients between hospital campuses without licensure as an ambulance provider; to provide definitions; to provide for retroactivity; and to provide for related matters.

SENATE BILL NO. 189—
BY SENATOR JONES

AN ACT

To amend and reenact R.S. 25:373(B)(4), 380.1(C)(2)(d), 380.52(C)(2) and 1242(C)(2)(h), relative to the secretary of state; to replace the state archivist with the secretary of state or his designee on various museum boards; and to provide for related matters.

SENATE BILL NO. 190—
BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 47:114(F)(2) and 1520(A) and (C), relative to the Department of Revenue; to authorize the secretary to require electronic filing of tax returns or reports under certain circumstances; to require that the electronic filing requirement be implemented through administrative rule; and to provide for related matters.

SENATE BILL NO. 240—
BY SENATOR NEVERS AND REPRESENTATIVE HUNTER

AN ACT

To amend and reenact R.S. 23:1371(B), 1372, 1375(B), 1377(C)(1), and (2), and (D)(1), 1378(A)(1), (2), (3)(a)(iii), (b)(ii), and (7), (E), and (F)(30), and 1379, and to enact R.S. 23:1371(D) and 1371.1, relative to workers' compensation; to provide with respect to the Louisiana Workers' Compensation Second Injury Fund; to provide for the confidentiality of records; to provide for definitions; to provide for membership to the second injury

board; to provide for the personnel of the second injury board; to provide for payment of assessments and penalties to the second injury fund; to provide for prescriptive periods for submission of requests for reimbursement; to provide for required reports to the second injury board; to provide for notice of decisions of the second injury board; to provide for the diagnosis of mental retardation in a second injury fund claim; to provide for the annual report of the second injury board; and to provide for related matters.

SENATE BILL NO. 308— (Duplicate of House Bill No. 916)
BY SENATOR MURRAY AND REPRESENTATIVE ANSARDI AND
COAUTHORED BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 17:1990(B)(4)(b)(i) and to enact R.S. 17:1990(B)(4)(b)(iv), and R.S. 41:901, relative to the disposition of certain unused school property; to provide relative to the Recovery School District; to authorize the school district and certain city, parish, or other local public school boards to sell, exchange, or lease land or buildings over which it has the rights and responsibility of ownership to certain entities; to provide with regard to the nature of such property transfer; to provide with regard to the applicability of certain laws; and to provide for related matters.

Respectfully submitted,
CHARLES D. JONES
Chairman

The foregoing Senate Bills were signed by the President of the Senate.

**Privilege Report of the Committee on
Senate and Governmental Affairs**

ENROLLMENTS

Senator Jones, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

June 7, 2006

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

The following Senate Concurrent Resolutions have been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 116—
BY SENATOR ELLINGTON AND REPRESENTATIVE MCVEA
A CONCURRENT RESOLUTION

To commend Mary Barber of West Feliciana High School upon her selection as an alternate representative of south Louisiana at the Hugh O'Brian World Leadership Congress to be held in July in Washington, D.C.

SENATE CONCURRENT RESOLUTION NO. 118—
BY SENATORS MICHOT, ADLEY, AMEDEE, BAJOIE, BARHAM, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAUX, N. GAUTREAUX, HEITMEIER, HINES, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MOUNT, MURRAY, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN AND ULLO AND REPRESENTATIVE ROBIDEAUX
A CONCURRENT RESOLUTION

To commend and congratulate Acadian Ambulance Service, Inc., and Air Med Services, L.L.C., for their outstanding rescue and recovery efforts following hurricanes Katrina and Rita.

June 7, 2006

SENATE CONCURRENT RESOLUTION NO. 120—
BY SENATOR HINES AND REPRESENTATIVE LAFLEUR
A CONCURRENT RESOLUTION

To commend Anne-Marie Fontenot of Sacred Heart High School upon her selection as a representative of south Louisiana at the Hugh O'Brian World Leadership Congress in Washington, D.C.

Respectfully submitted,
CHARLES D. JONES
Chairman

The foregoing Senate Concurrent Resolutions were signed by the President of the Senate.

Message to the Governor
SIGNED SENATE BILLS

June 7, 2006

To the Honorable Governor of the State of Louisiana:

The President of the Senate and the Speaker of the House of Representatives have signed the following Senate Bills:

SENATE BILL NO. 35—
BY SENATOR LENTINI

AN ACT

To amend and reenact Code of Civil Procedure Art. 3061, relative to successions; to provide relative to judgments of possession; to provide relative to the requirement for an inheritance tax return in such instances; to limit such requirement to certain circumstances; and to provide for related matters.

SENATE BILL NO. 123—
BY SENATOR LENTINI AND REPRESENTATIVES ANSARDI AND BOWLER

AN ACT

To amend and reenact R.S. 9:315(C)(3)(a), relative to child support; to provide for the definition of gross income; to include the basic allowance for housing for military personnel as gross income; and to provide for related matters.

SENATE BILL NO. 186—
BY SENATOR HINES

AN ACT

To amend and reenact R.S. 17:1808(J)(1), relative to registration and licensure of certain postsecondary institutions; to provide for an exemption from the requirements for such registration and licensure; and to provide for related matters.

SENATE BILL NO. 216—
BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 40:1379.1(F), (G), (H), (I), (J), (K), (L), and (M) and to enact R.S. 40:1379.1(N), relative to powers and duties of the deputy secretary of the Department of Public Safety and Corrections, Public Safety Services, office of the state police; to provide for issuance of special officer commission to commissioned law enforcement officer responding pursuant to a request for assistance under the Southern Regional Homeland Security and Emergency Preparedness Management Assistance Compact, during a declared state of emergency or disaster; and to provide for related matters.

SENATE BILL NO. 227—
BY SENATOR N. GAUTREAU

AN ACT

To amend and reenact R.S. 32:295.1(C), relative to safety belts; to exempt from the safety belt law certain utility workers in the performance of their duties under certain circumstances; and to provide for related matters.

SENATE BILL NO. 252—
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 48:381(C)(3), relative to utilities and facilities; to provide for the relocation of utilities and facilities for highway widening, relocation, or improvement purposes; to provide for utility relocation agreements; to provide relative to delays; and to provide for related matters.

SENATE BILL NO. 268—
BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 47:287.655(A), (D)(introductory paragraph), and (G)(1), and to repeal R.S. 47:120, 120.1, and 120.2, relative to installment payments of estimated income tax by corporations; to specify that the amount to be paid if there is an underpayment of tax or an adjustment is a penalty; and to provide for related matters.

SENATE BILL NO. 397—
BY SENATORS ELLINGTON AND ULLO

AN ACT

To enact R.S. 44:23, relative to applicability of public records laws; to provide for the application of such laws to preconstruction estimates for projects of the Department of Transportation and Development; to provide for procedures; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 400— (Duplicate of House Bill No. 255)
BY SENATOR ELLINGTON AND REPRESENTATIVE QUEZAIRE

AN ACT

To amend and reenact R.S. 48:455, relative to the Department of Transportation and Development; to provide relative to the accrual of legal interest against the department in expropriation proceedings; and to provide for related matters.

SENATE BILL NO. 406—
BY SENATORS LENTINI AND HINES

AN ACT

To amend and reenact R.S. 40:1299.47(B)(1)(c) and to enact R.S. 40:1299.47(B)(1)(d) and (N), relative to medical malpractice; to provide relative to medical risk review panels; to provide relative to the waiver of such panel; to establish an expedited risk review panel process; to require a written request for such process; to provide for time requirements relative to request for such process, the selection of panel members, and the rendering of the opinion of the panel; to provide relative to notification of certain participants in the panel; to require certain information of certain health care providers; to provide relative to a HIPAA Compliant Authorization form; to authorize a protection order of medical records; to provide relative to certain evidence; to require a written report of the conclusion of the panel; and to provide for related matters.

SENATE BILL NO. 589— (Duplicate of House Bill No. 859)
BY SENATOR ELLINGTON AND REPRESENTATIVE QUEZAIRE

AN ACT

To amend and reenact R.S. 48:255(B)(5)(b), relative to bids on contracts for the Department of Transportation and Development; to provide for the rejection of bids; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 33—
BY SENATORS NEVERS, ELLINGTON, B. GAUTREAU, N. GAUTREAU, MOUNT, ROMERO AND SCHEDLER AND REPRESENTATIVES ALARIO, BALDONE, BARROW, BAUDOIN, BEARD, BOWLER, BRUCE, BURNS, CHANDLER, CRANE, CRAVINS, CROWE, DARTEZ, DOERGE, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GEYMAN, GREENE, E. GUILLORY, M. GUILLORY, HEATON, HEBERT, HILL, HOPKINS, HUTTER, JOHNS, KATZ, KENNEY, KLECKLEY, LABRUZZO, LAMBERT, LANCASTER, MARTINY, MCDONALD, MONTGOMERY, MORRISH, ODINET, PIERRE, PINAC, M. POWELL, T. POWELL, RITCHIE, ROMERO, SCALISE, SCHNEIDER, SMILEY, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOWNSEND, TRAHAN, WADDELL, WALSWORTH, WHITE AND WOOTON

AN ACT

To amend and reenact R.S. 14:87 and to enact R.S. 40:1299.30, relative to abortion; to prohibit abortion of a human being,

except when necessary to save the life of the mother and when necessary to prevent substantial risk of death or permanent impairment under certain circumstances; to provide for criminal consequences for violations; to provide for the act to only become effective upon the occurrence of certain events; to provide for severability; and to provide for related matters.

and they are hereby presented for executive approval.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the House

SIGNED HOUSE BILLS AND JOINT RESOLUTIONS

June 6, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Bills and Joint Resolutions:

HOUSE BILL NO. 4—

BY REPRESENTATIVE MCDONALD AND SENATOR N. GAUTREAU AND REPRESENTATIVES ALARIO, ALEXANDER, ARNOLD, BALDONE, BRUCE, BURNS, BURRELL, CAZAYOUX, CRAVINS, CROWE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FAUCHEUX, GEYMAN, GREENE, JOHNS, KATZ, KLECKLEY, LAFLEUR, MARTINY, MCVEA, MONTGOMERY, MORRISH, PINAC, T. POWELL, ROMERO, SCALISE, SCHNEIDER, SMILEY, JANE SMITH, TOOMY, TRICHE, WALSWORTH, WHITE, WOOTON, BADON, BAUDOIN, BEARD, K. CARTER, R. CARTER, CRANE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, FARRAR, FRITH, GALLOT, GLOVER, GRAY, E. GULLORY, M. GULLORY, HARRIS, HEATON, HEBERT, HILL, HONEY, HUTTER, JACKSON, KENNEY, LAMBERT, LANCASTER, ODINET, PIERRE, PITRE, M. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, SALTER, GARY SMITH, JACK SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOWNSEND, TRAHAN, TUCKER, WALKER, AND WINSTON AND SENATORS AMEDEE, BARHAM, BROOME, CAIN, CHAISSON, CHEEK, DARDENNE, DUPRE, ELLINGTON, FONTENOT, B. GAUTREAU, HINES, JACKSON, KOSTELKA, LENTINI, MALONE, MOUNT, MURRAY, NEVERS, ROMERO, SMITH, THEUNISSEN, AND ULLO

AN ACT

To amend and reenact R.S. 14:78.1(D) and to enact R.S. 14:81.2(E), relative to certain offenses involving juveniles; to increase criminal penalties for certain offenses involving persons under the age of thirteen years; to provide relative to the electronic monitoring of offenders; and to provide for related matters.

HOUSE BILL NO. 68—

BY REPRESENTATIVE LAFLEUR

AN ACT

To amend and reenact R.S. 15:144(B) and to enact R.S. 9:2800.16, relative to members of indigent defender boards; to provide relative to a limitation of liability for the members of indigent defender boards; to provide for membership of the indigent defender board in Orleans Parish; and to provide for related matters.

HOUSE BILL NO. 87—

BY REPRESENTATIVE WHITE

AN ACT

To enact Part LXIII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.251, relative to health care of persons arrested for felony offenses; to require that hospitals notify requesting law enforcement agencies prior to discharge of a patient of the hospital under certain conditions; to provide for definitions; and to provide for related matters.

HOUSE BILL NO. 92—

BY REPRESENTATIVES DANIEL, DORSEY, AND HONEY

AN ACT

To amend and reenact R.S. 13:992.1(A) and (B)(1)(a) and (2)(a) and (b) and to enact R.S. 13:992.1(B)(2)(e) and (3), relative to the Nineteenth Judicial District Court judicial building; to provide

for an increase in fees of authorized cost per recordation; to provide exclusions for juvenile and family matters from the increase in fees; and to provide for related matters.

HOUSE BILL NO. 96—

BY REPRESENTATIVES HUTTER, BARROW, BRUCE, BURRELL, FRITH, KLECKLEY, LAFONTA, T. POWELL, GARY SMITH, STRAIN, TRAHAN, WADDELL, WALSWORTH, AND WHITE

AN ACT

To enact R.S. 37:853, relative to funeral establishments; to provide for identification on caskets; to provide for promulgation of rules; and to provide for related matters.

HOUSE BILL NO. 170—

BY REPRESENTATIVES WHITE AND KATZ

AN ACT

To amend and reenact R.S. 15:708(A)(1), (2), (3)(a), and (5), to enact R.S. 15:708(G) and (H), and to repeal R.S. 15:708(A)(3)(c), relative to labor by inmates at workday release programs; to provide an exception for the requirement that inmates remain under the custody and control of the sheriff in cases where the parish or municipal authorities assume the responsibility for the custody and control of participating prisoners for particular parish or municipal projects while the prisoners are outside of prison facilities; to provide for immunity for sheriffs and parish or municipal authorities and their employees for injuries or damages caused or suffered by prisoners participating in any work program during incarceration at parish jail facilities; to provide for applicability; and to provide for related matters.

HOUSE BILL NO. 180—

BY REPRESENTATIVE BRUNEAU

AN ACT

To enact Code of Civil Procedure Article 1913(E), relative to notice of judgment; to provide for notice of judgment in open court under certain circumstances; to provide for exceptions; and to provide for related matters.

HOUSE BILL NO. 322—

BY REPRESENTATIVE ANSARDI

AN ACT

To amend and reenact Civil Code Article 196 and Code of Civil Procedure Article 1061(B) and Children's Code Article 116(17) and R.S. 9:392(A)(introductory paragraph) and (7), 396(A)(1)(introductory paragraph), (B)(1), and (C)(1), 398.2(A)(1), and 400(A)(4), R.S. 40:34(B)(1)(h)(i), and R.S. 46:121(3)(b), to enact R.S. 9:392.1 and Part II of Chapter 1 of Code Title VII of Code Book 1 of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:401 through 406, and to repeal R.S. 9:305, 395.1, 400(A)(2), and 400.1, relative to the filiation of parents and children; to provide changes in terminology; to provide for exceptions to compulsory reconventional demands; to provide for contestation and disavowal of paternity actions; to provide for the effect of contestation and disavowal judgments on child support, custody, and visitation orders; to provide for an acknowledgment of paternity; to provide for blood tests; to provide for the suspension of prescription for disavowal action; and to provide for related matters.

HOUSE BILL NO. 400—

BY REPRESENTATIVE JACKSON

AN ACT

To amend and reenact R.S. 51:938.1, relative to the office of entertainment industry development; to create the office; to provide for duties of the office; to provide for promotional activities; to provide for receipt of funds; and to provide for related matters.

HOUSE BILL NO. 473—

BY REPRESENTATIVE WINSTON

AN ACT

To amend and reenact R.S. 28:852(B), relative to the Florida Parishes Human Services Authority; to provide for a change of domicile of the authority; and to provide for related matters.

June 7, 2006

HOUSE BILL NO. 585—

BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 22:250.2(E)(2)(a)(introductory paragraph) and (iv), (b)(ii), and (c)(iii), relative to health insurance; to provide with respect to group health insurance coverage of a dependent child previously enrolled in Medicaid; and to provide for related matters.

HOUSE BILL NO. 674—

BY REPRESENTATIVE WADDELL AND SENATORS DARDENNE, DUPRE, AND FIELDS
AN ACT

To enact R.S. 18:1309.2, relative to a pilot program for early voting; to authorize the secretary of state to develop and implement a pilot program for the conduct of early voting in additional locations within certain parishes; to limit the number of parishes in which such pilot program may be implemented; to require the secretary of state, clerks of court, and the registrars of voters to work together to develop and implement the pilot program; to limit the time frame for and the number of elections at which the pilot program may be implemented; to require the approval of the pilot program by the House and Senate governmental affairs committees prior to implementation; to require the secretary of state to provide a report regarding the pilot program to the House and Senate governmental affairs committees; and to provide for related matters.

HOUSE BILL NO. 687—

BY REPRESENTATIVES JACKSON, DANIEL, AND GRAY AND SENATOR JACKSON
AN ACT

To enact R.S. 28:382.2(D), relative to statewide human services and accountability framework for human services delivery; to provide for reporting; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 732—

BY REPRESENTATIVE MARCHAND
AN ACT

To amend and reenact R.S. 37:1431(30), relative to the real estate commission; to provide for a definition; and to provide for related matters.

HOUSE BILL NO. 891—

BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 32:1252(8), (22)(a), and 23(a) and 1254(J)(4)(a), relative to the distribution and sale of motor vehicles; to provide for definitions; to provide for additional licensing and compliance requirements for motor vehicle lessors; and to provide for related matters.

HOUSE BILL NO. 973—

BY REPRESENTATIVES GREENE AND TRICHE
AN ACT

To enact Part II-B of Chapter 4 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:491 and 492, and to repeal R.S. 47:463.3, relative to motor vehicle license plates; to provide relative to the creation and issuance of ham radio station license plates for owners or operators; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 983—

BY REPRESENTATIVES CAZAYOUX, LABRUZZO, SCALISE, AND SCHNEIDER
AN ACT

To enact R.S. 15:551, relative to the monitoring, apprehension, arrest, and prosecution of sex offenders; to create the Sexual Predator Apprehension Team; to provide for the activities of the sexual predator apprehension team; and to provide for related matters.

HOUSE BILL NO. 1071—

BY REPRESENTATIVES HUNTER, ALARIO, BARROW, DEWITT, DORSEY, GLOVER, HAMMETT, JEFFERSON, RICHMOND, RITCHIE, AND SALTER AND SENATORS BAJOEI, HINES, JACKSON, MOUNT, AND NEVERS
AN ACT

To enact Chapter 3-C of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:600.31 through 600.44, relative to housing; to enact and provide for the Louisiana Housing Preservation Act; to provide relative to the identification and rehabilitation of blighted housing property and procedures therefor; to provide for the powers, duties, functions, and responsibilities of parishes, municipalities, and courts relative thereto; to provide for designation of qualified rehabilitation entities; to provide relative to permits, taxes, liens, obligations, and liability; to provide relative to certain preferences; and to provide for related matters.

HOUSE BILL NO. 1081—

BY REPRESENTATIVE DURAND
AN ACT

To enact R.S. 40:2267.3(D) and 2267.5, relative to the Acadiana Criminalistics Laboratory District and Commission; to provide for the membership; to provide for costs; and to provide for related matters.

HOUSE BILL NO. 1129—

BY REPRESENTATIVE THOMPSON
AN ACT

To enact R.S. 56:1705 and 1706, relative to state funds; to establish the Poverty Point Reservoir Development Fund as a special treasury fund; to provide for the deposit and use of monies in the fund; to establish the Audubon Golf Trail Development Fund as a special treasury fund; to provide for the deposit and use of monies in the fund; and to provide for related matters.

HOUSE BILL NO. 1169— (Substitute for House Bill No. 115 by Representative Pinac)

BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 9:1123.115(A), relative to condominium management; to provide for privileges on immovables; and to provide for related matters.

HOUSE BILL NO. 1230—

BY REPRESENTATIVE HILL
AN ACT

To amend and reenact R.S. 33:2740.42(A)(1) and (D), relative to Allen Parish; to authorize the governing authority to levy and collect an additional hotel occupancy tax with voter approval; to provide for the use of such tax; and to provide for related matters.

HOUSE BILL NO. 1232—

BY REPRESENTATIVE MARTINY
AN ACT

To enact R.S. 22:1138.2, relative to insurance producers; to provide for specialty limited lines motor vehicle title insurance producer licenses and their issuance by the commissioner of insurance; to provide for an application process; to provide for fees; to provide for renewals; to provide for registration of employees and representatives; to provide for penalties; to provide for commissions; to provide for regulations; and to provide for related matters.

HOUSE BILL NO. 1270—

BY REPRESENTATIVE RITCHIE
AN ACT

To amend and reenact R.S. 51:710(A) and to enact R.S. 51:710.1, relative to securities; to provide for the powers and authority of the commissioner of securities; to provide additional powers for the commissioner during a declared state of emergency; to authorize the commissioner to assess certain civil monetary penalties; and to provide for related matters.

HOUSE BILL NO. 1282—
BY REPRESENTATIVES SCHNEIDER AND BRUNEAU
AN ACT

To enact R.S. 38:2212(A)(1)(d)(iv) and to repeal R.S. 38:2212(A)(1)(d)(iv), relative to public works performed by political subdivisions; to provide relative to the applicability of certain laws governing the advertising and letting of contracts to the repair of damage caused by Hurricane Katrina or Rita; and to provide for related matters.

and asked that the President of the Senate affix his signature to the same.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

The House Bills and Joint Resolutions contained herein were signed by the President of the Senate.

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

June 6, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 255—
BY REPRESENTATIVE ARNOLD
A CONCURRENT RESOLUTION

To urge and request the Crescent City Connection Division of the Department of Transportation and Development to request authorization from bondholders to provide free passage on the bridges and ferries it operates to disabled American veterans.

HOUSE CONCURRENT RESOLUTION NO. 256—
BY REPRESENTATIVE JEFFERSON
A CONCURRENT RESOLUTION

To urge and request the Louisiana Recovery Authority to include in The Road Home Housing Program a mortgage assistance program for persons displaced by Hurricane Katrina or Rita.

HOUSE CONCURRENT RESOLUTION NO. 262—
BY REPRESENTATIVES WALSWORTH AND BALDONE
A CONCURRENT RESOLUTION

To urge and request the Veterans Affairs Commission to develop a plan for an Iraq War Memorial and to report to the legislature regarding the proposed plan not later than December 31, 2006.

and asked that the President of the Senate affix his signature to the same.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

The House Concurrent Resolutions contained herein were signed by the President of the Senate.

Leaves of Absence

The following leaves of absence were asked for and granted:

McPherson 1 Day

Adjournment

Senator Bajoie moved that the Senate adjourn until Thursday, June 8, 2006, at 1:30 o'clock P.M.

The President of the Senate declared the Senate adjourned until 1:30 o'clock P.M. on Thursday, June 8, 2006.

GLENN A. KOEPP
Secretary of the Senate

GAYE F. HAMILTON
Journal Clerk

